

Extract from:

UNITED NATIONS JURIDICAL YEARBOOK

1983

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.¹ APPROVED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS ON 13 FEBRUARY 1946

No additional State acceded to the Convention in 1983.² As of 31 December 1983, 119 States were party to the Convention.³

2. AGREEMENTS RELATING TO INSTALLATIONS AND MEETINGS

- (a) Agreement between the United Nations and Austria regarding the arrangements for the 1983 United Nations Conference on Succession of States in respect of State Property, Archives and Debts, to be held at Vienna from 1 March to 8 April 1983.⁴ Signed at Vienna on 3 February 1983

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 UNIDO⁵ 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 UNIDO's Headquarters Agreement, signed 13 April 1967.

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. 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.

(b) Exchange of letters constituting an agreement between the United Nations and Indonesia concerning the arrangement for the United Nations Seminar on the Question of Palestine, to be held at Jakarta from 9 to 13 May 1983.⁶ New York, 9 and 22 February 1983

I

LETTER FROM THE UNITED NATIONS

9 February 1983

With the present letter I have the honour to propose to your Government that the following terms should apply to the Seminar:

- (i) 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 in respect of the Seminar. The representatives of States invited by the United Nations to participate in the Seminar shall enjoy the privileges and immunities accorded by article IV of the Convention and all other 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 VI and VII of the Convention on the Privileges and Immunities of the Specialized Agencies, adopted by the General Assembly of the United Nations on 21 November 1947;⁷
- (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;
- (iv) All participants and all United Nations officials performing functions in connection with the Seminar shall have the right of unimpeded entry into and exit from Indonesia. Visas and entry permits, where required, shall be granted promptly upon application and free of charge;
- (v) Any dispute concerning the interpretation or implementation of this Agreement, except for a dispute subject to the appropriate provisions of the Convention on the Privileges and Immunities of the United Nations or of any other applicable agreement, shall, unless the parties otherwise agree, be submitted to a tribunal of three arbitrators, one of whom shall be appointed by the Secretary-General of the United Nations, one by the Government, and the third, who shall be the chairman, by the other two arbitrators. If either party does not appoint an arbitrator within three months of the other party having notified the name of its arbitrator or if the first two arbitrators do not within three months of the appointment or nomination of the second one of them appoint the chairman, then such arbitrator shall

be nominated by the President of the International Court of Justice at the request of either party to the dispute. Except as otherwise agreed by the parties, the tribunal shall adopt its own rules of procedure, provide for the reimbursement of its members and the distribution of expenses between the parties, and take all decisions by a two-thirds majority. Its decisions on all questions of procedure and substance shall be final and, even if rendered in default of one of the parties, be binding on both of them.

I further propose that upon receipt of your Government's acceptance of this proposal the present letter and the letter in reply from your Government shall constitute an agreement between the Government of Indonesia and the United Nations concerning the arrangements for the Seminar.

(Signed) William B. BUFFUM
Under-Secretary-General for
Political and General Assembly Affairs

II

LETTER FROM THE PERMANENT MISSION OF INDONESIA TO THE UNITED NATIONS

22 February 1983

I have the honour to refer to your letter of 9 February 1983 regarding the United Nations Seminar on the "Question of Palestine" to be convened in Jakarta, Indonesia, from 9 May to 13 May 1983.

I have been instructed by my Government to inform you that my Government accepts the proposal contained in your letter concerning the arrangements and terms for the Seminar.

(Signed) Ali ALATAS
Ambassador
Permanent Representative

- (c) Agreement between the United Nations and Jamaica relating to the establishment in Jamaica of a United Nations Office of the Special Representative of the Secretary-General for the Law of the Sea for the servicing of the Preparatory Commission of the International Sea-Bed Authority and the International Tribunal for the Law of the Sea.⁸ Signed at New York on 7 March 1983

The United Nations and the Government of Jamaica,

Desiring to conclude an agreement for the purpose of regulating questions arising as a result of General Assembly resolution 37/66 of 3 December 1982 *inter alia* authorizing the Secretary-General to station an adequate number of Secretariat staff in Jamaica for the purpose of servicing the Preparatory Commission for the International Sea-Bed Authority and for the International Tribunal for the Law of the Sea,

Whereas the Government of Jamaica agrees to ensure the availability of all the necessary facilities to enable the Kingston Office to perform its functions, including its scheduled programmes of work and any related activities,

Considering that the Convention on the Privileges and Immunities of the United Nations adopted by the General Assembly of the United Nations on 13 February 1946, to which Jamaica is a party, applies by definition to the United Nations Office of the Special Representative of the Secretary-General for the Law of the Sea in Kingston,

Desiring to conclude an agreement supplementing the Convention on the Privileges and Immunities of the United Nations in order to regulate matters not covered therein resulting from the establishment in Kingston of a United Nations Office of the Special Representative of the Secretary-General for the Law of the Sea,

Have agreed as follows:

Article 1

DEFINITIONS

In this Agreement,

(a) The expression "Office" means the Kingston Office of the Special Representative of the Secretary-General for the Law of the Sea;

(b) The expression "Preparatory Commission" means the Preparatory Commission for the International Sea-Bed Authority and for the International Tribunal for the Law of the Sea referred to in resolution I of annex I of the Final Act of the Third United Nations Conference on the Law of the Sea;

(c) The expression "Government" means the Government of Jamaica;

(d) The expression "Special Representative" means the Special Representative of the Secretary-General for the Law of the Sea or his authorized representative;

(e) The expression "headquarters" means the office or the premises occupied by the Office as well as any other offices or premises occupied by the Office in accordance with the provisions set forth from time to time in the supplementary agreements;

(f) The expression "officials of the Office" means the Special Representative and all members of his staff whether stationed in Jamaica or elsewhere and who are assigned to Jamaica for any period of time for the purposes of the Office, irrespective of nationality, with the exception of officials or employees who are locally recruited and assigned to hourly rates;

(g) The expression "Convention" means the Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946.

Article 2

JURIDICAL PERSONALITY AND CAPACITY

The United Nations acting through the Office shall have the capacity:

(a) To contract;

(b) To acquire and dispose of immovable and movable property;

(c) To institute legal proceedings.

Article 3

HEADQUARTERS

1. The headquarters shall be under the authority and control of the Office as provided in this agreement.

2. Except as otherwise provided in this Agreement or in the Convention, and subject to any regulations enacted under paragraph 4 hereof, the laws of Jamaica shall apply in the headquarters.

3. Except as otherwise provided in this Agreement or in the Convention, the courts or other appropriate organs of Jamaica shall have jurisdiction, as provided in applicable laws, over acts done and transactions taking place in the headquarters.

4. The Office shall have the power to make regulations operative throughout the headquarters for the purpose of establishing therein the conditions in all respects necessary for the full execution of its functions. No law of Jamaica which is inconsistent with a regulation of the Office authorized by this paragraph shall, to the extent of such inconsistency, be applicable within the headquarters. Any dispute between the Office and Jamaica as to whether a regulation of the Office is authorized by this paragraph, or as to whether a law of Jamaica is inconsistent with any regulation of the Office

authorized by this paragraph, shall be promptly settled by the procedure set out in article 11. Pending such settlement, the regulation of the Office shall apply and the law of Jamaica shall be inapplicable in the headquarters to the extent that the Office claims it to be inconsistent with the regulation of the Office.

5. The headquarters shall be inviolable. Government officers and officials shall not enter the headquarters to perform their official duties except upon the agreement of or at the request of the Special Representative and under conditions agreed to by him.

6. Judicial actions, including the impounding of private property, cannot be enforced in the headquarters except with the consent and under the conditions approved by the Special Representative.

7. Without prejudice to the provisions of the Convention or of this Agreement, the Office shall prevent the headquarters from being used as a refuge by persons who are avoiding arrest under any law of Jamaica or who are required by the Government for extradition to another country, or who are endeavouring to avoid service of legal process.

8. (a) The appropriate Jamaican authorities shall exercise due diligence to ensure that the tranquillity of the headquarters is not disturbed by the unauthorized entry of persons or groups of persons from outside or by disturbances in its immediate vicinity;

(b) If so requested by the Special Representative, the appropriate Jamaican authorities shall provide a sufficient number of police for the preservation of law and order in the headquarters and for the removal therefrom of persons as requested under the authority of the Office.

9. The competent Jamaican governmental authorities shall secure, on fair conditions and upon the request of the Special Representative, the public services needed by the Office such as postal, telephone and telegraph services, power, water and fire protection services.

10. With due regard to article 5, paragraph 1, the Office shall avail itself, in respect of the services maintained by the Government or by the agencies subject to governmental supervision, of the reduced tariffs, if any, granted to other Governments including their diplomatic missions and to the Government offices.

11. In case of *force majeure*, resulting in a complete or partial interruption of the aforesaid services, the Office shall for the performance of its functions be accorded the priority, if any, given to national public departments.

Article 4

FREEDOM OF ACCESS TO THE HEADQUARTERS

1. The competent Jamaican authorities shall not impede the transit to or from the headquarters of persons holding official posts therein or of persons invited thereto in connection with the official work and activities of the Office upon their arrival in or departure from Jamaica.

2. The Government undertakes, for this purpose, to allow the entry into and residence in Jamaica of the persons listed hereunder during their assignment or during the performance of their duties for the Office without charging visa fees and without delay, as well as exemption from any requirement of exit visa formalities upon departure from Jamaica of:

(a) Representatives of the members of the Preparatory Commission and of observers, as provided for in operative paragraph 2 of resolution I of annex I of the Final Act of the Third United Nations Conference on the Law of the Sea, including alternate representatives, advisers, experts and staff, as well as their spouses and dependent members of their families;

(b) Officials of the Office and experts, as well as their spouses and dependent members of their families;

(c) Officials of the United Nations or any of its specialized agencies or the International Atomic Energy Agency who are assigned to work for the Office, as well as their spouses and dependent members of their families;

(d) Persons on mission for the Office but who are not officials of the Office, as well as their spouses and dependent members of their families;

(e) All persons invited to the headquarters on official business.

3. Without prejudice to the special immunities which they may enjoy, persons referred to in paragraph 2 above may not be forced by the Jamaican authorities to leave Jamaican territory unless they abuse their recognized residence privileges by exercising an activity outside their official capacity with the Office, and subject to the provisions mentioned hereunder:

(a) No action to force the persons referred to in paragraph 2 above to leave Jamaican territory may be taken without the consent of the Minister for Foreign Affairs who shall consult with the appropriate member or observer State in the case of a representative of a member or an observer (or a member of his family) or with the Special Representative in the case of any other person referred to in paragraph 2 of this article, prior to giving such consent;

(b) Persons enjoying diplomatic privileges and immunities under this Agreement may not be requested to leave Jamaican territory except in accordance with the practices and procedures applicable to diplomats accredited to the Government;

(c) It is understood that persons referred to in paragraph 2 above shall not be exempt from the reasonable application of quarantine or other health regulations.

Article 5

COMMUNICATION FACILITIES

1. For postal, telephone, telegraph, radio, television and telephoto communications the Government shall accord to the Office a treatment equivalent to that accorded to all other Governments including their diplomatic missions, or to other intergovernmental organizations in regard to any priorities, tariffs and charges on mail, cablegram, telephotos, telephone calls and other communications, as well as rates for news reported to the press and radio as may be accorded.

2. The Government shall secure the inviolability of the official communications and correspondence of the Office and shall not apply any censorship to such communications and correspondence. Such inviolability shall extend, without limitation by reason of this enumeration, to publications, still and moving pictures, films and sound or videotape recordings dispatched to or by the Office.

3. The Office shall have the right to use codes and to dispatch and receive its correspondence and other materials by courier or in sealed bags, which shall have the same privileges and immunities as diplomatic couriers and bags.

4. (a) The United Nations is authorized to operate at the headquarters of the Office one point-to-point telecommunications circuit in a generally easterly direction and one point-to-point circuit in a generally western direction between the headquarters and other United Nations radio stations;

(b) Subject to the necessary authorization from the General Assembly and with the agreement of the Government as may be included in a supplementary agreement, the United Nations may also establish and operate at the headquarters of the Office:

(i) Its own short-wave sending and receiving radio broadcasting facilities (including emergency link equipment) which may be used on the same frequencies (within the tolerance prescribed for the broadcasting service by applicable Jamaican regulations) for radiograph, radiotelephone and similar services;

(ii) Such other radio facilities as may be specified by supplementary agreement between the United Nations and the appropriate Jamaican authorities;

(c) The United Nations shall make arrangements for the operation of the services referred to in this article with the International Telecommunication Union, the appropriate agencies of the Government and the appropriate agencies of other affected Governments with regard to all frequencies and similar matters;

(d) The facilities provided for in this article may, to the extent necessary for efficient operation, be established and operated outside the headquarters of the Office with the consent of the Government.

Article 6

PROPERTY, FUNDS AND ASSETS

The Government shall apply, *mutatis mutandis*, to the property, funds and assets of the Office wherever they are and by whomsoever held the provisions of the Convention especially with regard to the following:

(a) Immunity from legal process except where the Office may have expressly waived immunity in a certain case, it being understood that this waiver shall not extend to any measure of execution of legal actions;

(b) Immunity from search, confiscation, seizure or expropriation in any form of executive, administrative or legislative enforcement action;

(c) Holding of funds and currencies of any kind and opening of accounts in any currency it desires;

(d) Transfer of its funds and currencies with complete freedom inside Jamaica and from Jamaica to any other country and vice versa;

(e) Exemption from all taxes and levies; it being understood, however, that the Office shall not request exemption from taxes, which are, in fact, no more than charges for public utility services;

(f) Exemption from customs charges as well as limitations and restrictions on the import or export of materials imported or exported by the Office for its official business, subject to the Jamaican laws and regulations relating to security and public health, it being understood that tax-free imports cannot be sold in Jamaican territory except under conditions agreed to by the Government;

(g) Exemption from all limitations and restrictions on the import or export of publications, still and moving pictures, films, sound and television recordings imported, exported or published by the Office within the framework of its official activities.

Article 7

DIPLOMATIC FACILITIES, PRIVILEGES AND IMMUNITIES

1. Representatives of the members and observers of the Preparatory Commission referred to in article 4, 2 (a), above, participating in the conferences and meetings convened by it, shall enjoy during their residence in Jamaica for the purpose of exercising their functions the diplomatic facilities, privileges and immunities granted to diplomats of comparable rank of foreign diplomatic missions accredited to the Government.

2. Without prejudice to the provisions of article 8, paragraphs 1 and 3, the Special Representative or his authorized representative shall enjoy during their residence in Jamaica the facilities, privileges and immunities granted to heads of diplomatic missions accredited to the Government.

3. Without prejudice to the provisions of article 8, paragraphs 1 and 3, officials of the Office at the P-4 level and above, regardless of their nationality, shall enjoy during their residence in Jamaica and their service with the Office the facilities, privileges and immunities granted by the Government to diplomats of comparable rank of the diplomatic missions accredited to the Government. Such facilities, privileges and immunities shall also be enjoyed by other categories of officials of the Office as determined by the Special Representative in consultation with the Secretary-General of the United Nations and in agreement with the Government.

4. The facilities, privileges and immunities granted to the representatives of the members of the Preparatory Commission and to the officials mentioned in paragraphs 2 and 3 above shall extend to their spouses and dependent members of their families.

5. The immunities accorded by paragraphs 1, 2 and 3 of this article are granted in the interests of the Office and not for the personal benefit of the individuals themselves. The immunities may be waived by the member concerned in respect of its representatives and their families, by the Secretary-General of the United Nations in respect of the Special Representative and his deputy and members of their families and by the Special Representative in respect of all other officials of the Office and their families.

6. The Office shall communicate to the Government in due time the names of persons referred to in this article.

Article 8

OFFICIALS AND EXPERTS OF THE OFFICE

1. The officials of the Office regardless of their nationality shall enjoy in Jamaican territory the following privileges and immunities:

(a) Immunity from legal process in respect of words spoken and written and all acts performed by them in their official capacity;

(b) Immunity from personal detention and from seizure of their personal and official effects and baggage except in cases of *flagrante delicto* and, in such cases, the competent Jamaican authorities shall immediately inform the Special Representative of the detention or the seizure;

(c) Exemption from any direct tax on the salaries and all other remuneration paid to them by the United Nations;

(d) With due regard to the provisions of paragraph 2 of this article, exemption from any military service obligations or any other obligatory service in Jamaica;

(e) Exemption, for themselves and for their spouses and dependent members of their families, from immigration restrictions or alien registration procedures;

(f) Exemption for themselves for the purpose of official business from any restrictions on movements and travel inside Jamaica and a similar exemption for themselves and for their spouses and dependent members of their families for recreation in accordance with arrangements agreed upon between the Special Representative and the Government;

(g) In regard to foreign exchange, including holding accounts in foreign currencies, enjoyment of the same facilities as are accorded to members of diplomatic missions accredited to the Government;

(h) Enjoyment, for themselves and for their spouses and dependent members of their families, of the same repatriation facilities as are accorded to members of diplomatic missions accredited to the Government in time of international crisis;

(i) If they have been previously residing abroad, the right to import their furniture, personal effects and all household appliances intended for personal use free of duty when they come to reside in Jamaica, which privilege shall be valid for a period of one year from the date of arrival in Jamaica;

(j) The personal right to import, in accordance with the relevant regulations of the Jamaican import system, a car free of duty once every three years in accordance with the established diplomatic practice in Jamaica during his or her assignment.

2. Jamaican officials of the Office shall not be exempt from military service obligations or any other obligatory service in Jamaica. However, those who, by virtue of their functions, are put on a nominal list drawn up by the Special Representative and approved by the competent Jamaican authorities shall, in the event of mobilization, be given special assignments in accordance with Jamaican legislation. Also such authorities shall grant, upon the request of the Office and in the event of other Jamaican officials of the Office being called up for national service, the waivers which might be necessary to avoid the interruption of a basic service.

3. These privileges and immunities are granted in the interests of the Office and not for the personal benefit of the officials themselves. The Special Representative shall waive the immunity granted to any official whenever, in his opinion, such immunity would impede the course of justice and can be waived without prejudice to the interests of the Office.

4. All officials of the Office shall be provided with a special identity card certifying that they are officials of the Office enjoying the privileges and immunities specified in this Agreement.

5. The terms and conditions of employment for locally recruited personnel shall be in accordance with the relevant United Nations Regulations and Rules.

6. Experts, other than the officials referred to in paragraph 1 above, shall enjoy the facilities, privileges and immunities mentioned hereunder while exercising their functions or duties assigned to them by the Office or in the course of their travel to take up these functions or perform these duties inasmuch as such facilities, privileges and immunities are necessary for the performance of their duties:

(a) Immunity from personal detention and from seizure of personal and official effects and baggage except in cases of *flagrante delicto* and, in such cases, the competent Jamaican authorities shall immediately inform the Special Representative of the detention or the seizure;

(b) Immunity from legal process in respect of words spoken and written and all acts performed by them in their official capacity, which immunity shall continue notwithstanding the fact that the persons concerned may have ceased to exercise their functions with the Office or their missions for the Office may have terminated;

(c) Exemption from any direct tax on the salaries and other emoluments paid to them by the Office;

(d) The same facilities in respect of foreign exchange as officials of foreign Governments on a temporary official mission.

7. These facilities, privileges and immunities are granted to experts in the interests of the Office and not for their own personal benefit. The Special Representative shall waive the immunity granted to an expert whenever, in his opinion, such immunity would impede the course of justice and can be waived without prejudice to the interests of the Office.

8. The Office shall in due time communicate to the Government the names of persons to whom this article refers.

Article 9

CO-OPERATION WITH THE APPROPRIATE JAMAICAN AUTHORITIES

The Office shall co-operate at all times with the appropriate authorities to facilitate the proper administration of justice, secure the observance of police regulations and avoid the occurrence of any abuse in connection with the facilities, privileges and immunities mentioned in this Agreement.

Article 10

LAISSEZ-PASSER

1. The Government shall recognize and accept the United Nations laissez-passer issued to officials of the Office as a valid travel document equivalent to a passport.

2. In accordance with the provisions of section 26 of the Convention, the Government shall recognize and accept the United Nations certificate issued to experts and other persons travelling on the business of the United Nations. The Government agrees to issue any required visas on such certificates.

Article 11

SETTLEMENT OF DISPUTES

1. The Special Representative shall take the measures necessary for ensuring the proper settlement of:

(a) Disputes resulting from contracts, or all disputes relating to individual rights to which the Office is a party;

(b) Disputes to which an official of the Office is a party, provided that he enjoys immunity by reason of his official post and such immunity has not been waived by the Special Representative.

2. Any dispute between the Government and the Office concerning the interpretation or implementation of this Agreement which is not settled by direct negotiations or other mutually accepted method shall be referred for final decision to a tribunal of three arbitrators, one to be named by the Government, one to be named by the Secretary-General of the United Nations and the third to be chosen by the two, or, if they should fail to agree upon a third, then by the President of the International Court of Justice. The decision of the tribunal shall be final.

Article 12

FINAL PROVISIONS

1. Without prejudice to the performance by the Office of its functions in a normal and unrestricted manner, the Government may take every precautionary measure to preserve national security, after consultations with the Special Representative.

2. The provisions of this Agreement shall be considered supplementary to the provisions of the Convention on the Privileges and Immunities of the United Nations. When a provision of this Agreement and a provision of the Convention deal with the same subject, both provisions shall be considered complementary whenever possible; both of them shall be applied and neither shall restrict the force of the other.

3. Consultations with respect to amendments to this Agreement shall be entered into at the request of either party and such amendments shall be made by mutual consent.

4. This Agreement shall enter into force upon signature.

DONE at New York, on the seventh day of March 1983 in two original copies, one of which will be deposited with the United Nations and the other with the Government of Jamaica.

For the United Nations
(Signed) Bernardo ZULETA
Special Representative of the
Secretary-General for the
Law of the Sea

For the Government of Jamaica
(Signed) K. O. RATTRAY
Ambassador Extraordinary and
Plenipotentiary

(d) Agreement between the United Nations and Brazil on a United Nations Regional Seminar on Space Applications focusing on the implementation of the recommendation of the Second United Nations Conference on the Exploration and Peaceful Uses of Outer Space (UNISPACE 82) to be held at São José dos Campos, São Paulo, from 2 to 6 May 1983.⁹ Signed at New York on 22 March 1983

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 Seminar. Accordingly, officials of the United Nations performing functions in connection with the Seminar shall enjoy the privileges and immunities provided under articles V and VII of the said Convention.

2. Officials of the specialized agencies attending the Seminar in pursuance of paragraph (d) of article II of this Agreement shall enjoy the privileges and immunities provided under articles VI and VIII of the Convention on the Privileges and Immunities of the Specialized Agencies.

3. Participants attending the Seminar in pursuance of paragraphs (a) and (c) of article II of this Agreement shall enjoy the privileges and immunities of experts on mission under article VI of the Convention on the Privileges and Immunities of the United Nations.

4. 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 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.

5. All participants and all persons performing functions in connection with the Seminar shall have the right of unimpeded entry into and exit from Brazil. Visas and entry permits, where required, shall be granted free of charge. When applications are made four weeks before the opening of the Seminar, visas shall be granted not later than two weeks before the opening of the Seminar. 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 (a) injury or damage to persons or property in the premises referred to in paragraphs 3 (a) and (b) of article IV above; (b) injury or damage to persons or property occurring during use of the transportation referred to in paragraphs 3 (h), (i) and (j) of article IV; (c) the employment for the Seminar of the personnel referred to in paragraphs 2, and 3 (d), (e) and (f) of article IV; and the Government shall hold the United Nations and its personnel harmless in respect of any actions, claims and other demands.

(e) Agreement between the United Nations and Denmark relating to the headquarters in Copenhagen of the Integrated Supply Centre of the United Nations Children's Fund (with exchange of notes).¹⁰ Signed at Copenhagen on 12 April 1983

The United Nations and the Government of Denmark,

Considering that the United Nations Children's Fund has accepted the offer of the Government of Denmark to provide expanded facilities in Copenhagen for the Integrated Supply Centre of the United Nations Children's Fund;

Considering that the Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946, to which Denmark became a party on 10 June 1948, is *ipso facto* applicable to the Integrated Supply Centre;

Considering that it is desirable to conclude an agreement, complementary to the Convention on the Privileges and Immunities of the United Nations, to regulate questions not envisaged in that Convention arising as a result of the establishment of the Integrated Supply Centre in Copenhagen;

Have agreed as follows:

Article I

DEFINITIONS

In the present Agreement,

(a) The expression "UNICEF" means the United Nations Children's Fund;

(b) The expression "UNICEF, Copenhagen" means UNICEF's Integrated Supply Centre in Copenhagen;

(c) The expression "the Government" means the Government of Denmark;

(d) The expression “headquarters” means the premises occupied by UNICEF, Copenhagen in accordance with the provisions set forth from time to time in supplementary agreements;

(e) The expression “Executive Director” means the Executive Director of UNICEF or his authorized representative;

(f) The expression “officials of UNICEF” means the Executive Director and all members of the staff of UNICEF, with the exception of officials or employees who are locally recruited and assigned to hourly rates;

(g) The expression “Director of UNICEF, Copenhagen” means the senior official in charge of UNICEF, Copenhagen;

(h) The expression “officials of UNICEF, Copenhagen” means the Director and all members of the staff of UNICEF, Copenhagen, with the exception of officials or employees who are locally recruited and assigned to hourly rates;

(i) The expression “Convention” means the Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946.

Article II

JURIDICAL PERSONALITY AND CAPACITY

The United Nations acting through UNICEF or UNICEF, Copenhagen shall have the capacity:

- (a) To contract;
- (b) To acquire and dispose of immovable and movable property;
- (c) To institute legal proceedings.

Article III

HEADQUARTERS

1. The Government recognizes the extraterritoriality of the headquarters seat, which shall be under the control and authority of UNICEF, Copenhagen as provided in this Agreement.

2. Except as otherwise provided in this Agreement or in the General Convention, and subject to any regulation enacted under paragraph 5, the laws of Denmark shall apply within the headquarters seat.

3. Except as otherwise provided in this Agreement, or in the General Convention, the courts or other appropriate organs of Denmark shall have jurisdiction, as provided in applicable laws, over acts done and transactions taking place in the headquarters seat.

4. The headquarters shall be inviolable. No official of the Government shall enter the headquarters to perform any duties except upon the consent of or at the request of the Director of UNICEF, Copenhagen and under conditions approved by him.

5. UNICEF, Copenhagen shall have the power to make regulations, operative within the headquarters seat, for the purpose of establishing therein conditions in all respects necessary for the full execution of its functions. No law of Denmark which is inconsistent with a regulation of UNICEF authorized by this paragraph shall, to the extent of such inconsistency, be enforceable within the headquarters seat. Any dispute between UNICEF, Copenhagen and Denmark as to whether a regulation of UNICEF is authorized by this section or as to whether a law of Denmark is inconsistent with any regulation of UNICEF authorized by this paragraph shall promptly be settled by the procedure set out in article XII.

6. Judicial actions, including service of legal process and the seizure of private property, shall not take place within the headquarters, except with the consent of, and under conditions approved by, the Director of UNICEF, Copenhagen.

7. Without prejudice to the provisions of the Convention or this Agreement, UNICEF, Copenhagen shall prevent the headquarters from being used as a refuge by persons who are avoiding arrest under any law of Denmark, who are required by the Government for extradition to another country or who are endeavouring to avoid service of legal process.

8. (a) The appropriate Danish authorities shall exercise due diligence to ensure that the tranquillity of the headquarters is not disturbed by any person or group of persons from attempting unauthorized entry into or creating disturbances in the immediate vicinity of the headquarters seat.

(b) If so requested by the Director of UNICEF, Copenhagen, the appropriate Danish authorities shall provide necessary assistance for the preservation of law and order in the headquarters and for the removal therefrom of persons as requested by the Director of UNICEF, Copenhagen.

9. The appropriate Danish authorities shall make every possible effort to secure upon the request of the Director of UNICEF, Copenhagen, the public services needed by UNICEF, Copenhagen, including, without limitation by reason of this enumeration, postal, telephone and telegraph services and power, water and fire protection services. Such public services shall be supplied on equitable terms.

10. In case of any interruption or threatened interruption of the aforesaid services, the appropriate Danish authorities shall consider the needs of UNICEF as being of equal importance with those of essential agencies of the Government, and shall take steps accordingly to ensure that the work of UNICEF is not prejudiced.

Article IV

FREEDOM OF ACCESS TO THE HEADQUARTERS

1. The competent Danish authorities shall not impede the transit to or from the headquarters of persons holding official posts therein or of persons invited thereto in connection with the official work and activities of UNICEF upon their arrival in or departure from Denmark.

2. The Government undertakes, for this purpose, to allow the entry into and residence in Denmark of the persons listed hereunder during their assignment or during the performance of their duties for UNICEF, without charging visa fees and without delay, as well as exemption from any requirements of exit visa formalities upon departure from Denmark of:

(a) Representatives of States, representatives of United Nations organs, specialized or related agencies and observers from intergovernmental, non-governmental and other organizations, with which UNICEF has established official relations, invited or entitled to participate in conferences or meetings convened in Denmark by UNICEF, including alternate representatives or observers, advisers, experts and assistants, as well as their spouses and dependent members of their families;

(b) UNICEF officials and experts on missions for UNICEF, as well as their spouses and dependent members of their families;

(c) Officials of the United Nations or any of its specialized or related agencies who are assigned to work for UNICEF and those who have official duties with UNICEF, Copenhagen, as well as their spouses and dependent members of their families;

(d) All persons invited to the headquarters on official business.

3. Without prejudice to the special immunities which they may enjoy, persons referred to in paragraph 2 above may not be forced by Danish authorities to leave Danish territory unless they abuse their recognized residence privileges by exercising an activity outside their official capacity, and subject to the provisions mentioned hereunder:

(a) No action to force the persons referred to in paragraph 2 above to leave Danish territory may be taken except with the prior approval of the Ministry of Foreign Affairs. Such approval shall be given only after consultation with the Executive Director;

(b) Persons enjoying diplomatic privileges and immunities under this Agreement may not be requested to leave Danish territory except in accordance with the practices and procedures applicable to diplomats accredited to the Government;

(c) It is understood that persons referred to in paragraph 2 above shall not be exempt from application of quarantine or other health regulations.

Article V

COMMUNICATIONS FACILITIES

1. For all official postal, telephone, telegraph, telephoto and electronic communications, the Government shall accord to UNICEF, Copenhagen, a treatment equivalent to that accorded to all other Governments including their diplomatic missions, or to other intergovernmental organizations in regard to any priorities, tariffs and charges on mail, cablegrams, telephotos, telephone calls and other communications, as well as such rates for news reported to the press and radio as may be accorded.

2. The Government shall secure the inviolability of the official correspondence of UNICEF, Copenhagen and shall not apply any censorship to such correspondence. Such inviolability shall extend, without limitation by reason of this enumeration, to publications, still and moving pictures, films and sound recordings dispatched to or by UNICEF, Copenhagen.

3. UNICEF, Copenhagen shall have the right to use codes and to dispatch and receive its correspondence and other materials by courier or in sealed bags, which shall have the same privileges and immunities as diplomatic couriers and bags.

4. (a) The United Nations is authorized to establish and operate at the headquarters facilities for electronic, high-frequency radio and satellite communications including point-to-point dedicated telecommunications circuits as and when needed for the purpose of communicating with other United Nations offices all over the world;

(b) Subject to the necessary authorization from the General Assembly and with the agreement of the Government as may be included in a supplementary agreement, the United Nations may also establish and operate at the headquarters:

- (i) Its own short-wave sending and receiving radio broadcasting facilities (including emergency link equipment) which may be used on the same frequencies (within the tolerances prescribed for the broadcasting service by applicable Danish regulations) as radiograph, radiotelephone and similar services;
- (ii) Such other radio facilities as may be specified by supplementary agreement between the United Nations and the appropriate Danish authorities;

(c) The United Nations shall make arrangements for the operation of the services referred to in this article with the International Telecommunication Union, the appropriate agencies of the Government and the appropriate agencies of other affected Governments with regard to all frequencies and similar matters;

(d) The facilities provided for in this article may, to the extent necessary for efficient operation, be established and operated outside the headquarters with the consent of the Government.

Article VI

PROPERTY, FUNDS AND ASSETS

The Government shall apply to the property, funds and assets of UNICEF, Copenhagen, wherever they are and by whomsoever held the provisions of the Convention.

Article VII

DIPLOMATIC FACILITIES, PRIVILEGES AND IMMUNITIES

1. Representatives of States participating in conferences and meetings convened by UNICEF, Copenhagen in Denmark shall, while exercising their functions and during their journey to and from Denmark, enjoy the privileges and immunities provided in article IV of the General Convention.

2. Without prejudice to the provisions of article VIII, paragraphs 1 and 3, the Executive Director and the Director of UNICEF, Copenhagen shall enjoy during their residence in Denmark the facilities, privileges and immunities granted to heads of diplomatic missions accredited in Denmark.

3. Other officials having the professional grade of P-5 and above, and such additional categories of officials as may be designated, in agreement with the Government and the Executive Director, in consultation with the Secretary-General of the United Nations on the ground of the responsibilities of their positions in UNICEF, Copenhagen, shall be accorded the same privileges and immunities, exemptions and facilities as the Government accords to members, having comparable rank, of the staffs of heads of diplomatic missions accredited to Denmark.

4. The facilities, privileges and immunities granted to the representatives of States mentioned in paragraph 1 above and to the officials mentioned in paragraphs 2 and 3 above shall extend to their spouses and dependent members of their families.

Article VIII

OFFICIALS OF UNICEF, COPENHAGEN

1. Officials of UNICEF, Copenhagen shall enjoy in Denmark the following privileges and immunities:

(a) Immunity from legal process in respect of words spoken and written and all acts performed by them in their official capacity;

(b) Immunity from seizure of their personal and official baggage;

(c) Immunity from inspection of official baggage, and if the official comes within the scope of paragraph 2 or 3 of article VII, immunity from inspection of personal baggage;

(d) Exemption from taxation on the salaries and all other remuneration paid to them by the United Nations;

(e) Exemption from military service obligations provided that, with respect to Danish nationals, such exemption shall be confined to officials whose names have, by reason of their duties, been placed upon a list compiled by the Executive Director and approved by the Government;

(f) Exemption for themselves and for their spouses and dependent members of their families, from immigration restrictions or alien registration procedures;

(g) In regard to foreign exchange, including holding accounts in foreign currencies, enjoyment of the same facilities as are accorded to members of comparable rank of diplomatic missions accredited to the Government;

(h) The same protection and repatriation facilities with respect to themselves, their spouses, their dependent relatives and other members of their households as are accorded in time of international crises to members, having comparable rank, of the staffs of heads of diplomatic missions accredited to Denmark;

(i) If they have been previously residing abroad, the right to import their furniture, personal effects and all household appliances, including one automobile, intended for personal use free of duty when they come to reside in Denmark, which privilege shall be valid for a period of one year from the date of arrival in Denmark;

(j) Officials of UNICEF, Copenhagen, except those who are locally recruited staff in the General Service or related categories, shall have the right to import free of custom and excise duties, limited

quantities of certain articles for personal consumption (food products, beverages, etc.) in accordance with a list to be approved by the Government of Denmark;

(k) Officials of UNICEF, Copenhagen, except those who are locally recruited staff in the General Service or related categories, shall have the right, once every three years, to import one motor vehicle free of customs and excise duties, including value added taxes, it being understood that permission to sell or dispose of the vehicle in the open market will normally be granted two years after its importation only. It is further understood that customs and excise duties will become payable in the event of the sale or disposal of such motor vehicle within three years after its importation to a person not entitled to this exemption.

2. The Government shall furnish persons within the scope of this article with an identity card bearing the photograph of the holder. This card shall serve to identify the holder in relation to Danish authorities.

3. The terms and conditions of employment for locally recruited personnel shall be in accordance with the relevant United Nations Regulations and Rules.

Article IX

EXPERTS ON MISSION FOR UNICEF, COPENHAGEN

1. Experts, on missions for UNICEF, other than the officials referred to in article VIII above, performing missions authorized by, serving on boards, committees or other organs of, or consulting at its request in any way with UNICEF shall enjoy, within and with respect to Denmark, the following privileges and immunities so far as may be necessary for the effective exercise of their functions:

(a) Immunity in respect of themselves, their spouses and their dependent children from personal arrest or detention and from seizure of their personal and official baggage;

(b) Immunity from legal process of any kind with respect to words spoken or written, and all acts done by them, in the performance of their official functions, such immunity to continue notwithstanding that the persons concerned may no longer be employed on missions for, serving on committees of, or acting as consultants for UNICEF, or may no longer be present at the headquarters attending meetings convened by UNICEF;

(c) Inviolability of all papers, documents and other official material;

(d) The right, for the purpose of all communications with UNICEF, to use codes and to dispatch or receive papers, correspondence or other official material by courier or in sealed bags;

(e) Exemption with respect to themselves and their spouses from immigration restrictions, alien registration and national service obligations;

(f) The same protection and repatriation facilities with respect to themselves, their spouses, their dependent relatives and other members of their households as are accorded in time of international crises to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Denmark;

(g) The same privileges with respect to currency and exchange restrictions as are accorded to representatives of foreign Governments on temporary official missions; and

(h) The same immunities and facilities with respect to their personal and official baggage as the Government accords to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Denmark.

2. UNICEF, Copenhagen,

(a) Shall communicate to the Government a list of persons within the scope of this article and shall revise such a list from time to time as may be necessary;

(b) The Government shall furnish persons within the scope of this article with an identity card bearing the photograph of the holder. This card shall serve to identify the holder in relation to Danish authorities.

3. The privileges and immunities referred to in articles VIII and IX are granted in the interests of the United Nations and not for the personal benefit of the officials or experts themselves. The Secretary-General of the United Nations shall waive the immunity granted to any official or expert whenever, in his opinion, such immunity would impede the course of justice and can be waived without prejudice to the interests of the United Nations.

Article X

CO-OPERATION WITH THE APPROPRIATE DANISH AUTHORITIES

UNICEF shall co-operate at all times with the appropriate authorities to facilitate the proper administration of justice, secure the observance of police regulations and avoid the occurrence of any abuse in connection with the facilities, privileges and immunities mentioned in this Agreement.

Article XI

LAISSEZ-PASSER

1. The Government shall recognize and accept the United Nations laissez-passer issued to officials of UNICEF as a valid travel document equivalent to a passport.

2. In accordance with the provisions of section 26 of the Convention, the Government shall recognize and accept the United Nations certificate issued to experts on mission for UNICEF and other persons travelling on the business of UNICEF. The Government further agrees to issue any required visas on such certificates.

Article XII

SETTLEMENT OF DISPUTES

1. Any dispute between UNICEF and the Government concerning the interpretation or application of this Agreement or of any supplemental agreement or arrangement or any question affecting the headquarters or the relationship between UNICEF, Copenhagen and the Government, which is not settled by negotiation or other agreed mode of settlement shall be referred for final decision to a tribunal of three arbitrators: one to be chosen by the Executive Director, one to be chosen by the Minister of Foreign Affairs of Denmark, and the third, who shall be chairman of the tribunal, to be chosen by the first two arbitrators. Should the first two arbitrators fail to agree upon the third within six months following the appointment of the first two arbitrators, such third arbitrator shall be chosen by the President of the International Court of Justice at the request of the Secretary-General of the United Nations or the Government.

2. The Secretary-General of the United Nations or the Government may ask the General Assembly to request of the International Court of Justice an advisory opinion on any legal question arising in the course of such proceedings. Pending the receipt of the opinion of the Court, an interim decision of the arbitral tribunal shall be observed by both parties. Thereafter, the arbitral tribunal shall render a final decision, having regard to the opinion of the Court.

Article XIII

FINAL PROVISIONS

1. The provisions of this Agreement shall be considered supplementary to the provisions of the Convention. When a provision of this Agreement and a provision of the Convention deal with the same subject, both provisions shall be considered complementary whenever possible; both of them shall be applied and neither shall restrict the force of the other.

2. Consultations with respect to amendments to this Agreement shall be entered into at the request of either party and such amendments shall be made by mutual consent. If the consultations do not result in an understanding within one year, the present Agreement may be terminated by either party on giving two years' notice.

3. This Agreement shall enter into force upon signature.

DONE in duplicate at Copenhagen on the twelfth day of April 1983 in the English language.

For the United Nations
(Signed) Javier PÉREZ DE CUÉLLAR
The Secretary-General

For the Government of Denmark
(Signed) Uffe ELLEMANN-JENSEN
Minister for Foreign Affairs

RELATED EXCHANGE OF NOTES

I

Note from the Government of Denmark

12 April 1983

With reference to the Agreement between the United Nations and the Government of Denmark relating to the headquarters in Copenhagen of the Integrated Supply Centre of the United Nations Children's Fund, to which I have this day affixed my signature, I have the honour to propose that officials of UNICEF or other United Nations organs or experts on mission for the United Nations who are Danish nationals shall enjoy only those privileges and immunities provided in the Convention on the Privileges and Immunities of the United Nations.

If the United Nations agrees to this proposal, I have the honour to propose that this note and your note of confirmation shall constitute an Agreement between the United Nations and the Government of Denmark, entering into force on the same day as the Headquarters Agreement.

(Signed) Uffe ELLEMANN-JENSEN
Minister for Foreign Affairs

II

Note from the United Nations

12 April 1983

Sir,

I wish to refer to your note of 12 April 1983, which reads as follows:

[See note I above]

I have the honour to confirm that the United Nations agrees with the above proposal and that your note and this reply will constitute an Agreement between the United Nations and Denmark, entering into force on the same day as the Headquarters Agreement.

(Signed) Javier PÉREZ DE CUÉLLAR
The Secretary-General

- (f) Agreement between the United Nations and Finland regarding arrangements for the sixth session of the Commission on Human Settlements of the United Nations, to be held at Helsinki from 25 April to 6 May 1983.¹¹ Signed at Helsinki on 15 April 1983

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 provided 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 if it is agreed by the parties that such injury or damage was caused by gross negligence or wilful misconduct by 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 31 July 1958, shall be applicable to the session.
2. Representatives of States participating in the session shall enjoy the privileges and immunities accorded to representatives of States by 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.
4. The representatives (officials) of the specialized agencies and of the International Atomic Energy Agency shall enjoy the privileges and immunities provided by the Convention on the Privileges and Immunities of the Specialized Agencies or the Agreement on the International Atomic Energy Agency, respectively.
5. Other participants in the session invited by the United Nations are designated by the Organization as experts on mission and shall enjoy the privileges and immunities provided under article VI of the Convention on the Privileges and Immunities of the United Nations.
6. Without prejudice to the preceding paragraphs of this article, all persons performing functions in connection with the session and all those invited to the session shall enjoy the necessary privileges, immunities and facilities in connection with their participation in the session.
7. 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.
8. For the purpose of the application of the Convention on the Privileges and Immunities of the United Nations, the conference premises referred to in article III above shall be deemed to constitute premises of the United Nations and access thereto shall be under the control and authority of the United Nations.
9. 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 Finland at the time of their departure, without any restriction, any unexpended portions of the funds they brought into Finland in connection with the session, or which they received during their presence at the session, at the United Nations operational rate of exchange.

Article XII

IMPORT DUTIES AND TAX

1. The Government shall allow the temporary importation tax- and duty-free of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the session.
 2. The Government hereby waives import and export permits for the supplies needed for the session and certified by the United Nations to be required for official use at the session.
- (g) Agreement between the United Nations and Peru regarding the arrangements for the United Nations Industrial Development Organization's meeting on Industrial Strategies and Policies for Developing Countries, to be held at Lima from 18 to 22 April 1983.¹²
Signed at Vienna on 18 April 1983

Article IX

LIABILITY

1. The Government shall be responsible for dealing with any action, claim or other demand against UNIDO or its officials and arising out of:

(a) Injury to persons or damage to or loss of property in the premises referred to in article III that are provided by or are under the control of the Government;

(b) The employment for the Meeting of the personnel provided by the Government under article VII;

(c) Any transportation provided by the Government for the Meeting.

2. The Government shall indemnify and hold harmless UNIDO and its officials in respect of any such action, claim or other demand, except where such injury or damage was caused by imprudence, negligence or misconduct on the part of the personnel of UNIDO participating in the Meeting.

Article X

PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, to which Peru is a party, shall be applicable in respect of the Meeting. In particular, the individual experts participating in the meeting and referred to in article II paragraph 1 (a) and (b) above, shall enjoy the privileges and immunities provided under articles VI and VII of the Convention, and the officials of the United Nations performing functions in connection with the Meeting, referred to in article II, paragraphs 1 (d) and 2 above, shall enjoy the privileges and immunities provided under articles V and VII of the Convention.

2. The representatives of specialized agencies of the United Nations, referred to in article II, paragraph 1 (c) above, shall enjoy the privileges and immunities provided under article VI of the Convention on the Privileges and Immunities of the Specialized Agencies.

3. The personnel provided by the Government under article VII above, 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 Meeting.

4. Without prejudice to the preceding paragraphs of the present article, all persons performing functions in connection with the Meeting, including those referred to in article VII and all those participating in the Meeting, shall enjoy the privileges, immunities and facilities necessary for the independent exercise of their functions in connection with the Meeting.

5. All persons referred to in article II shall have the right of entry into and exit from Peru and no impediment shall be imposed on their transit to and from the conference area. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge, as speedily as possible and not later than two weeks before the date of the opening of the Meeting, provided the application for the visa is made at least three weeks before the opening of the Meeting; if the application is made later, the visa shall be granted not later than three days from the receipt of the application. Arrangements shall also be made to ensure that visas for the duration of the Meeting are delivered at the airport to participants who were unable to obtain them prior to their arrival. Exit permits, where required, shall be granted free of charge, as speedily as possible and in any case not later than three days before the closing of the Meeting.

6. For the purpose of the Convention on the Privileges and Immunities of the United Nations, the conference premises specified in article III, paragraph 1, above, shall be deemed to constitute premises of the United Nations in the sense of section 3 of the Convention and access thereto shall be subject to the authority and control of the United Nations. The premises shall be inviolable for the duration of the Meeting, including the preparatory stage and the winding-up.

7. The Government shall allow the temporary importation, tax- and duty-free, of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the Meeting. It shall issue without delay any necessary import and export permits for this purpose.

- (h) Agreement between the United Nations and Yugoslavia on the arrangements for the sixth session of the United Nations Conference on Trade and Development, to be held at Belgrade from 6 to 30 June 1983.¹³ Signed at Geneva on 19 April 1983

Article XIII

LIABILITY

1. The Federal Executive Council shall be responsible for dealing with any action, claim or other demand against the United Nations or its officials and arising out of:

(a) Injury to persons or damage to or loss of property in the Conference premises referred to in article I that are provided by the Federal Executive Council;

(b) Injury to persons or damage to or loss of property caused by, or incurred in using, the transport services referred to in article X that are provided by the Federal Executive Council;

(c) The employment for the Conference of the local staff provided by the Federal Executive Council under article VIII.

2. The Federal Executive Council shall indemnify and hold harmless the United Nations and its officials in respect of any such action, claim or other demand.

3. The United Nations shall be liable for any damage to the Sava Center and its property caused by the gross negligence of its officials.

Article XIV

PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, to which the Socialist Federal Republic of Yugoslavia is a party, shall be applicable in respect of the Conference. In particular, the representatives of States and of the United Nations Council for Namibia referred to in article II, paragraph 1 (a) and (b), shall enjoy the privileges and immunities provided under article IV of the Convention, the officials of the United Nations performing functions in connection with the Conference referred to in article II, paragraph 2, shall enjoy the privileges and immunities provided under articles V and VII of the Convention and any experts on mission for the United Nations in connection with the Conference shall enjoy the privileges and immunities provided under articles VI and VII of the Convention.

2. The representatives or observers referred to in article II, paragraph 1 (c), (d), (f), (g) and (h), shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in connection with their participation in the Conference.

3. The representatives of the specialized and related agencies, referred to in article II, paragraph 1 (e), shall enjoy the privileges and immunities provided by the Convention on the Privileges and Immunities of the Specialized Agencies or the Agreement on the Privileges and Immunities of the International Atomic Energy Agency,¹⁴ as appropriate.

4. The local staff provided by the Federal Executive Council under article VIII 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 Conference.

5. Without prejudice to the preceding paragraphs of this article, all persons performing functions in connection with the Conference, including those referred to in article VIII, and all those invited to the Conference, shall enjoy the privileges, immunities and facilities necessary for the independent exercise of their functions in connection with the Conference.

6. All persons referred to in article II shall have the right of entry into and exit from Yugoslavia, and no impediment shall be imposed on their transit to and from the conference area. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge, as speedily as possible and not later than two weeks before the date of the opening of the Conference, provided the application for the visa is made at least three weeks before the opening

of the Conference; if the application is made later, the visa shall be granted not later than three days from the receipt of the application. Arrangements shall also be made to ensure that visas for the duration of the Conference are delivered at Belgrade airport to participants who were unable to obtain them prior to their arrival. Exit permits, where required, shall be granted free of charge, as speedily as possible, and in any case not later than three days before the closure of the Conference.

7. For the purpose of the Convention on the Privileges and Immunities of the United Nations, the Conference premises referred to in article I shall be deemed to constitute premises of the United Nations in the sense of section 3 of the Convention; they shall be inviolable and access thereto shall be subject to the authority and control of the United Nations from 30 May to 3 July 1983.

8. All persons referred to in article II shall have the right to take out of Yugoslavia at the time of their departure, without any restrictions, any unexpended portions of the funds they brought into Yugoslavia and to reconvert at the daily exchange rate any unexpended amount of dinar cheques of the National Bank of Yugoslavia obtained by converting foreign currency in connection with the Conference.

9. The Federal Executive Council shall allow the temporary importation, tax and duty free, of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the Conference. It shall issue without delay any necessary import and export permits for this purpose.

(i) Exchange of notes constituting an agreement between the United Nations and Yugoslavia on the abolition of visas for holders of the United Nations laissez-passer.¹⁵ New York, 6 May 1983

I

LETTER FROM THE PERMANENT MISSION OF YUGOSLAVIA TO THE UNITED NATIONS

6 May 1983

The Permanent Representative of the Socialist Federal Republic of Yugoslavia to the United Nations presents his compliments to the Secretary-General of the United Nations and has the honour to inform him that the Federal Executive Council of the Assembly of the Socialist Federal Republic of Yugoslavia is prepared to permit holders of valid laissez-passer of the United Nations to enter the territory of the Socialist Federal Republic of Yugoslavia at any border crossing authorized for international traffic for the purpose of temporary stay up to 90 (ninety) days without being required to obtain a Yugoslav visa.

Holders of the above-mentioned laissez-passer entering the Socialist Federal Republic of Yugoslavia in the capacity of representatives or experts of the United Nations, specialized agencies of the United Nations or the International Atomic Energy Agency (IAEA) for a stay of more than 90 (ninety) days shall be required to obtain a Yugoslav visa.

Beneficiaries of these facilities during their stay in the territory of the Socialist Federal Republic of Yugoslavia shall be required to comply with the regulations in force concerning movement and stay of aliens in the Socialist Federal Republic of Yugoslavia.

The Federal Executive Council reserves the right to suspend the implementation of this Agreement for reasons of public health or public order.

If the above proposals are acceptable to His Excellency, I have the honour to suggest that this letter and His Excellency's reply to that effect be considered as constituting an agreement between the Federal Executive Council of the Assembly of the Socialist Federal Republic of Yugoslavia and the United Nations on the abolition of Yugoslav visas for holders of United Nations laissez-passer.

The present Agreement will enter into force 60 (sixty) days after the date of His Excellency's reply.

II

LETTER FROM THE UNITED NATIONS

6 May 1983

The Secretary-General of the United Nations presents his compliments to the Permanent Representative of the Socialist Federal Republic of Yugoslavia to the United Nations and has the honour to acknowledge receipt of his note of 6 May 1983 in the following terms:

[See letter I above]

These proposals are acceptable to the United Nations and the Permanent Representative's note and this reply shall be considered as constituting an Agreement between the United Nations and the Federal Executive Council of the Assembly of the Socialist Federal Republic of Yugoslavia on the abolition of Yugoslav visas for holders of the United Nations laissez-passer which shall enter into force 60 (sixty) days after the date of this reply.

- (j) Agreement between the United Nations and Bulgaria concerning the arrangements for the European Regional Preparatory Meeting for the Seventh United Nations Congress on the Prevention of Crime and the Treatment of Offenders, to be held at Sofia from 6 to 10 June 1983.¹⁶ Signed at Vienna on 18 May 1983

Article X

LIABILITY

1. The Government shall be responsible for dealing with any action, claim or other demand against the United Nations or its personnel and arising out of:

- (a) Injury to persons or damage to or loss of property in the premises referred to in article III above;
- (b) Injury to persons or damage to or loss of property caused by, or incurred in using, the transport services referred to in article V, paragraphs 2 to 4 above;
- (c) The employment for the Meeting of the personnel provided by the Government under article IX above.

2. The Government shall indemnify and hold harmless the United Nations and its personnel in respect of any such action, claim or other demand.

Article XI

PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, shall be applicable in respect of the Meeting. In particular, the representatives of States referred to in article II (1) (a) and (b) of this Agreement shall enjoy the privileges and immunities provided under article IV, and the officials of the United Nations performing functions in connection with the Meeting shall enjoy the privileges and immunities provided under articles V and VII of the Convention. The representatives referred to in article II, paragraph 1 (d), of this Agreement shall enjoy the privileges and immunities provided under article VI of the Convention.

2. The observers referred to in article II (1) (f), (g), (h) and (i) of this Agreement shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in connection with their participation in the Meeting.

3. The representatives of the specialized agencies referred to in article II (1) (c) shall enjoy the privileges and immunities provided by the Convention on the Privileges and Immunities of the Specialized Agencies.

4. Without prejudice to the preceding paragraphs of this article, all persons performing functions in connection with the Meeting and all those invited to the Meeting shall enjoy the privileges and immunities to which they are entitled in accordance with the Charter of the United Nations and all facilities necessary for the independent exercise of their functions in connection with the Meeting.

5. All persons referred to in article II, all United Nations officials servicing the Meeting and all experts on mission for the United Nations in connection with the Meeting shall have the right of entry into and exit from Bulgaria, and no impediment shall be imposed on their transit to and from the conference areas. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge, as speedily as possible and not later than two weeks before the date of the opening of the Meeting. If the application for the visa is not made at least two and a half weeks before the opening of the Meeting, the visa shall be granted not later than three days from the receipt of the application.

6. For the purpose of the application of the Convention on the Privileges and Immunities of the United Nations, the Meeting premises shall be deemed to constitute premises of the United Nations in the sense of section 3 of the Convention. The premises shall be inviolable for the duration of the Meeting including the preparatory stage and the winding-up.

7. The participants in the Meeting and the representatives of information media, referred to in article II above, and officials of the United Nations servicing the Meeting and experts on mission for the United Nations in connection with the Meeting shall have the right to take out of Bulgaria at the time of their departure, without any restrictions, any unspent portions of the funds they brought into Bulgaria in connection with the Meeting at the rate at which they had originally been converted.

8. The Government shall allow the temporary importation tax and duty free of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the Meeting. It shall issue without delay any necessary import and export permits for this purpose.

(k) Agreement between the United Nations (United Nations Industrial Development Organization) and Spain regarding the United Nations Industrial Development Organization's Meeting on the establishment of the International Centre for Genetic Engineering and Biotechnology, to be held at Madrid from 7 to 13 September 1983.¹⁷ Signed at Vienna on 27 July 1983

Article IX

LIABILITY

1. The Government shall be responsible for dealing with any action, claim or other demand against UNIDO or its officials and arising out of:

(a) Injury to persons or damage to or loss of property in the premises referred to in article III that are provided by or are under the control of the Government;

(b) The employment for the Meeting of the personnel provided by the Government under article VII;

(c) Any transportation provided by the Government for the Meeting.

2. The Government shall indemnify and hold harmless UNIDO and its officials in respect of any such action, claim or other demand.

Article X

PRIVILEGES AND IMMUNITIES

1. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, to which Spain is a party, shall be applicable in respect of the Meeting. In particular, the participants referred to in article II, paragraph 1 (a) above, shall enjoy

the privileges and immunities provided under article IV of the Convention, the officials of UNIDO performing functions in connection with the Meeting referred to in article II, paragraph 2 above, shall enjoy the privileges and immunities provided under articles V and VII of the Convention and any experts on mission for the United Nations in connection with the Meeting shall enjoy the privileges and immunities provided under articles VI and VII of the Convention.

2. The representatives referred to in article II, paragraph 1 (c) above, shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in connection with their participation in the Meeting.

3. The personnel provided by the Government under article VII above 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 Meeting.

4. The representatives of the specialized or related agencies, referred to in article II, paragraph 1 (b), above, shall enjoy the privileges and immunities provided by the Convention on the Privileges and Immunities of the Specialized Agencies.

5. Without prejudice to the preceding paragraphs of the present article, all persons performing functions in connection with the Meeting, including those referred to in article VII, and all those participating in the Meeting shall enjoy the privileges, immunities and facilities necessary for the independent exercise of their functions in connection with the Meeting.

6. All persons referred to in article II shall have the right of entry into and exit from Spain, and no impediment shall be imposed on their transit to and from the conference area. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge, as speedily as possible and not later than two weeks before the date of the opening of the Meeting provided the application for the visa is made at least three weeks before the opening of the Meeting; if the application is made later, the visa shall be granted not later than three days from the receipt of the application. Arrangements shall also be made to ensure that visas for the duration of the Meeting are delivered at the airport to participants who were unable to obtain them prior to their arrival. Exit permits, where required, shall be granted free of charge, as speedily as possible, and in any case not later than three days before the closing of the Meeting.

7. For the purpose of the Convention on the Privileges and Immunities of the United Nations, the conference premises specified in article III, paragraph 1 above, shall be deemed to constitute premises of the United Nations in the sense of section 3 of the Convention and access thereto shall be subject to the authority and control of UNIDO. The premises shall be inviolable for the duration of the Meeting, including the preparatory stage and the winding-up.

8. The Government shall allow the temporary importation, tax- and duty-free, of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the Meeting. It shall issue without delay any necessary import and export permits for this purpose.

(d) Exchange of letters constituting an agreement between the United Nations and the Union of Soviet Socialist Republics covering general terms applicable to United Nations Seminars, Symposiums and Workshops to be held in the Union of Soviet Socialist Republics.¹⁸ New York, 14 and 15 June 1983

I

LETTER FROM THE UNITED NATIONS

14 June 1983

I have the honour to refer to the arrangements for the Seminars/Symposiums/Workshops to be held by the United Nations in the USSR. With the present letter, I wish to obtain your Government's acceptance that the following general terms shall apply to such Seminars/Symposiums/Workshops organized by the United Nations in the USSR.

- (a) (i) The Convention on the Privileges and Immunities of the United Nations shall be applicable in respect of the Seminar/Symposium/Workshop. 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/Symposium/Workshop shall enjoy the privileges and immunities provided under articles V and VII of the Convention. Officials of the specialized agencies participating in the Seminar/Symposium/Workshop shall be accorded the privileges and immunities provided under 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 persons performing functions in connection with the Seminar/Symposium/Workshop shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Seminar/Symposium/Workshop.
- (iii) Personnel provided by the Government of the USSR 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/Symposium/Workshop.
- (b) All participants and all other persons performing functions in connection with the Seminar/Symposium/Workshop shall have the right of entry into and exit from the USSR. Visas and entry and exit permits, where required, shall be granted free of charge and as speedily as possible.
- (c) The Government shall hold the United Nations and its personnel harmless in respect of any action, claim or other demand against the United Nations or its personnel arising out of (i) injury or damage to person or property, in conference or office premises provided for the Seminar/Symposium/Workshop; (ii) the transportation provided by your Government; and (iii) the employment for the Seminar/Symposium/Workshop of personnel provided or arranged by your Government.
- (d) Any dispute concerning the interpretation or implementation of this Agreement shall be settled by negotiation or in accordance with an arbitration procedure which may be established by the parties.

Arrangements concerning the practical aspects relating to the organization of a specific Seminar/Symposium/Workshop including such matters as dates, place, premises, communications, conference services, office supplies, transportation arrangements, financial arrangements, including contributions by the United Nations and the USSR shall be agreed upon with regard to each Seminar/Symposium/Workshop in the light of the particular requirements of that Seminar/Symposium/Workshop.

Upon receipt of a letter expressing your Government's concurrence with the above, the present letter and your Government's reply shall constitute an agreement between the United Nations and the Government of the Union of Soviet Socialist Republics concerning holding of the Seminars/Symposiums/Workshops organized by the United Nations in the USSR.

(Signed) Carl-August FLEISCHHAUER
The Legal Counsel

MEMORANDUM OF UNDERSTANDING

In the course of negotiations between the United Nations and the USSR relating to the agreement regarding the Seminars/Symposiums/Workshops, understandings were reached between the parties concerning the interpretation and application of certain provisions of the agreement. Those understandings are set forth in the present memorandum.

In relation to paragraph (b)

The United Nations undertakes to provide the authorities of the USSR, at the earliest possible time, with a list of invited participants and of all other persons performing functions in connection with the Seminars/Symposiums/Workshops. The United Nations shall use its best endeavours to ensure that applications for visas are submitted at least four weeks prior to the opening of the Seminars/Symposiums/Workshops. Visas shall be granted as speedily as possible and in any event not later than three days before the opening of the Seminars/Symposiums/Workshops.

The provisions of paragraph (b) do not exclude the presentation by the host country of well-founded objections concerning a particular individual. Such objections, however, must relate to specific criminal or security-related matters and not to nationality, religion, professional or political affiliation.

In relation to paragraph (c)

It is the understanding of the United Nations that the Government of the USSR shall consider and deal with any such action, claim or other demand in accordance with the appropriate administrative and legal procedures in force in the USSR.

(Signed) Carl-August FLEISCHHAUER
The Legal Counsel

II

LETTER FROM THE PERMANENT MISSION OF THE UNION OF SOVIET SOCIALIST REPUBLICS TO THE UNITED NATIONS¹⁹

15 June 1983

I have the honour to inform you that the Government of the Union of Soviet Socialist Republics agrees with the understandings concerning United Nations Seminars (Symposiums, Workshops) to be held in the USSR, as set out in your letter of 14 June 1983 and in the Memorandum of Understanding appended thereto.

Your letter and the Memorandum of Understanding mentioned above are considered by the Soviet party as an agreement between the Government of the Union of Soviet Socialist Republics and the United Nations concerning general terms for United Nations Seminars (Symposiums, Workshops) to be held in the USSR.

(Signed) O. TROYANOWSKI
*Permanent Representative of the
Union of Soviet Socialist Republics
to the United Nations*

- (m) Exchange of letters constituting an agreement between the United Nations and Romania concerning the arrangements for the European Regional Meeting for the International Youth Year, to be held at Costinesti from 5 to 9 September 1983 (with related letters).²⁰ Vienna, 11 August 1983

I

LETTER FROM THE UNITED NATIONS

11 August 1983

It is my understanding that the co-operation of your Government with the United Nations in carrying out the Meeting would be based on the following arrangements:

...

23. The Government shall be responsible for dealing with any action, claim or other demand against the United Nations or its personnel and arising out of:

a. injury to persons or damage to or loss of property in the premises referred to in paragraph 5 above;

b. injury to persons or damage to or loss of property caused by, or incurred in using, the transport services referred to in paragraphs 12 and 20 (a) above;

c. the employment for the Meeting of the personnel provided by the Government under paragraph 17 above.

The Government shall indemnify and hold harmless the United Nations and its personnel in respect of any such action, claim or other demand.

24. The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, to which Romania is a party, shall be applicable in respect of the Meeting. In particular, the representatives of States and of inter-governmental organs of the United Nations shall enjoy the privileges and immunities provided under article IV of the Convention, the officials of the United Nations performing functions in connection with the Meeting shall enjoy the privileges and immunities provided under article V and VII of the Convention, and any experts on mission for the United Nations in connection with this Meeting shall enjoy the privileges and immunities provided under articles VI and VII of the Convention.

25. The observers invited by the United Nations, referred to in paragraph 2 (c) above, shall enjoy immunity from legal process in respect of words spoken or written in connection with the Meeting.

26. The personnel provided by the Government 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 Meeting.

27. The representatives of the specialized or related agencies referred to in paragraph 2 (b) above shall enjoy the privileges and immunities provided by the Convention on the Privileges and Immunities of the Specialized Agencies.

28. Without prejudice to the preceding paragraphs, all persons performing functions in connection with the Meeting shall enjoy the privileges, immunities and facilities necessary for the independent exercise of their functions in connection with the Meeting.

29. All persons referred to in paragraph 2 shall have the right of entry into and exit from Romania, and no impediment shall be imposed on their transit to and from the Meeting area. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge, as speedily as possible and not later than two weeks before the date of the opening of the Meeting, provided the application for the visa is made at least three weeks before the opening of the Meeting; if the application is made later, the visa shall be granted not later than three days from the receipt of the application. Arrangements shall also be made to ensure that visas for the duration of the Meeting are delivered at Bucharest to participants who were unable to obtain them prior to their arrival. Exit permits, where required, shall be granted free of charge, as speedily as possible and in any case not later than three days before the closing of the Meeting.

30. For the purpose of the Convention on the privileges and immunities of the United Nations, the Meeting premises specified in paragraph 5 above shall be deemed to constitute premises of the United Nations in the sense of section 3 of the Convention and access thereto shall be subject to the authority and control of the United Nations. The premises shall be inviolable for the duration of the Meeting, including the preparatory stage and the winding up.

31. All persons referred to in paragraph 2 above shall have the right to take out of Romania at the time of their departure, without any restriction, any unexpended portion of the funds they brought into Romania in connection with the Meeting and to reconvert any such funds at the rate at which they had originally been converted, on the basis of the receipt.

32. The Government shall allow the temporary importation, tax- and duty-free, of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the Meeting. It shall issue without delay any necessary import and export permits for this purpose.

...
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 Romania outlining the terms of co-operation for the Meeting.

(Signed) Gonzalo MARTNER
For Leticia R. SHAHANI
Assistant Secretary-General
for Social Development and
Humanitarian Affairs

II

LETTER FROM THE PERMANENT MISSION OF ROMANIA TO THE INTERNATIONAL ATOMIC ENERGY AGENCY AND THE UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION

11 August 1983

I have the honour to refer to your letter dated 11 August 1983, concerning the arrangements for the European Regional Meeting (Costinești, 5-9 September 1983) dedicated to the International Youth Year.

With the present letter I wish to convey the acceptance by the Government of Romania of the arrangements prepared in your letter, and I also wish to confirm that this exchange of letters shall constitute an agreement between the Government of the Socialist Republic of Romania and the United Nations regarding the arrangements for the Meeting.

(Signed) Nita CONSTANTIN
For Octavian GROZA
*Ambassador Extraordinary and Plenipotentiary
Permanent Representative of Romania
to International Organizations in Vienna*

RELATED EXCHANGE OF LETTERS

I

Letter from the Permanent Mission of Romania to the International Atomic Energy Agency and the United Nations Industrial Development Organization

11 August 1983

In connection with the exchange of letters concerning the European Regional Meeting for the International Youth Year (Costinești, 5-9 September 1983), it is the understanding of the Romanian authorities that, without prejudice to the provisions of paragraphs 24-32 of the above exchange of letters, the representatives, the observers, the officers, the experts and all persons participating in the above-mentioned Meeting or performing functions relating to the Meeting shall observe the laws and regulations in force on the territory of the Socialist Republic of Romania.

(Signed) Nita CONSTANTIN
For Octavian GROZA
*Ambassador Extraordinary and Plenipotentiary
Permanent Representative of Romania
to International Organizations in Vienna*

II

LETTER FROM THE UNITED NATIONS

12 August 1983

With reference to your letter of 11 August 1983 concerning the agreement between the United Nations and the Government of the Socialist Republic of Romania, I am directed to inform you that the United Nations shares the view of the Government of the Socialist Republic of Romania concerning the observance of local laws.

(Signed) Gonzalo MARTNER
For Leticia R. SHAHANI
*Assistant Secretary-General
for Social Development and
Humanitarian Affairs*

- (n) Exchange of letters constituting an agreement between the United Nations (United Nations Industrial Development Organization) and Hungary concerning the arrangements for the Second Consultation on the Pharmaceutical Industry, to be held at Budapest from 21 to 25 November.²¹ Vienna, 27 July and 24 August 1983

I

LETTER FROM THE UNITED NATIONS

27 July 1983

...

With the present letter I wish to obtain your Government's formal acceptance of the following arrangements:

...

- j) (i) The Government shall be responsible for dealing with any action, claim or other demand against UNIDO or its officials and arising out of:
- (a) Injury to persons or damage to or loss of property in the premises referred to under point (c) above that are provided by or under the control of the Government;
 - (b) The employment for the Consultation of the personnel provided by the Government under point (h) above;
 - (c) Any transportation provided by the Government for the Consultation.
- (ii) The Government shall indemnify and hold harmless UNIDO and its officials in respect of any such action, claim or other demand.
- k) (i) The Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly on 13 February 1946, to which the People's Republic of Hungary is a party, shall be applicable in respect of the Consultation. In particular, the participants referred to under point b) (i) (a), above, shall enjoy the privileges and immunities provided under article IV of the Convention, the officials of the United Nations performing functions in connection with the Consultation referred to under point b) (i) (c) and b) (ii), above, shall enjoy the privileges and immunities provided under articles V and VII of the Convention, and any experts on mission for the United Nations in connection with the Consultation shall enjoy the privileges and immunities provided under articles VI and VII of the Convention.
- (ii) The representatives or observers referred to under point b) (i) (b), above, shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in connection with their participation in the Consultation.
- (iii) The personnel provided by the Government under point h) above 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 Consultation.
- (iv) Without prejudice to the preceding paragraphs of the present article, all persons performing functions in connection with the Consultation, including those referred to under point h) and all those participating in the Consultation, shall enjoy the privileges, immunities and facilities necessary for the independent exercise of their functions in connection with the Consultation.
- (v) All persons referred to under point b) shall have the rights of entry into and exit from Hungary and no impediment shall be imposed on their transit to and from the conference area. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge, as speedily as possible and not later than two weeks before the date of the opening of the Consultation, provided the application for the visa is made at least three weeks before the opening of the Consultation; if the application is made later, the visa shall be granted not later than three days from the

receipt of the application. Arrangements shall also be made to ensure that visas for the duration of the Consultation are delivered at Budapest airport to participants who were unable to obtain them prior to their arrival. Exit permits, where required, shall be granted free of charge, as speedily as possible, and in any case not later than three days before the closing of the Consultation.

- (vi) For the purpose of the Convention on the Privileges and Immunities of the United Nations, the conference premises specified under point c) (i), above, shall be deemed to constitute premises of the United Nations in the sense of section 3 of the Convention and access thereto shall be subject to the authority and control of UNIDO. The premises shall be inviolable for the duration of the Consultation, including the preparatory stage and the winding up.
- (vii) All persons referred to under point b) above shall have the right to take out of Hungary at the time of their departure, without any restriction, any unexpended portions of the funds they brought into Hungary in connection with the Consultation and to reconvert any such funds at the rate at which they had originally been converted.
- (viii) The Government shall allow the temporary importation, tax and duty free, of all equipment, including technical equipment accompanying representatives of information media, and shall waive import duties and taxes on supplies necessary for the Consultation. It shall issue without delay any necessary import and export permits for this purpose.

...

I further have the honour to propose that upon receipt of your confirmation in writing of the above arrangements, this exchange of letters shall constitute an Agreement between the United Nations Industrial Development Organization and the Government of the People's Republic of Hungary regarding the provision of host facilities by the Government for the Second Consultation on the Pharmaceutical Industry.

(Signed) D. C. GANAO
Director
Division of Conference Services
Public Information and External Relations

II

LETTER FROM THE PERMANENT MISSION OF HUNGARY TO THE INTERNATIONAL ORGANIZATIONS AT VIENNA

24 August 1983

I have the honour to acknowledge receipt of your letter of 27 July 1983, concerned with the Second Consultation on the Pharmaceutical Industry, which reads as follows:

[*See letter I above*]

I have the honour to confirm that my Government fully agrees with the contents of the above letter.

(Signed) Gabor Szücs
Alternate Permanent Representative
of the Hungarian People's Republic to the
United Nations Industrial Development Organization

- (o) Agreement between the United Nations and Jamaica regarding the headquarters of the Regional Co-ordinating Unit of the United Nations Environment Programme for the Caribbean Action Plan.²² Signed at New York on 10 November 1983

The United Nations and Jamaica,

Considering that the Convention on the Privileges and Immunities of the United Nations adopted by the General Assembly of the United Nations on 13 February 1946, to which Jamaica is a party, is *ipso facto* applicable to the United Nations Environment Programme;

Considering that it is desirable to conclude an agreement, complementary to the Convention on the Privileges and Immunities of the United Nations, to regulate questions not envisaged in that Convention arising as a result of the establishment of the headquarters of the Regional Co-ordinating Unit for the Caribbean Action Plan at Kingston, Jamaica;

Have agreed as follows:

Article I

DEFINITIONS

Section 1

In this Agreement,

(a) The expression "UNEP" means the institutional and financial arrangements for the United Nations Environment Programme established by the General Assembly of the United Nations in resolution 2997 (XXVII) of 15 December 1972, and such other institutional and financial arrangements as may from time to time be made for the United Nations Environment Programme. The United Nations Environment Programme shall, in particular, in accordance with resolution 2997 (XXVII), include the following:

- (i) The Governing Council of the United Nations Environment Programme;
- (ii) The Executive Director of the United Nations Environment Programme;
- (iii) The Environment Secretariat; and
- (iv) The Environment Fund;

(b) The expression "the Unit" means the headquarters of the Regional Co-ordinating Unit for the Caribbean Action Plan;

(c) The expression "Executive Director" means the Executive Director of UNEP or any officer designated to act on his behalf;

(d) The expression "Director" means the Director of the Unit;

(e) The expression "officials of the Unit" means the officials of the Environment Secretariat forming part of the Unit, namely, the Director and all members of the staff of the Unit, except those who are locally recruited and assigned to hourly rates;

(f) The expression "officials of the Environment Secretariat" means the Executive Director and all members of the staff of UNEP, including the officials of the Unit, except those who are locally recruited and assigned to hourly rates;

(g) The expression "the Government" means the Government of Jamaica;

(h) The expression "appropriate Jamaican authorities" means such Government, municipal or other authorities in Jamaica as may be appropriate in the context and in accordance with the laws and customs applicable in Jamaica;

(i) The expression "headquarters" means the office or the premises occupied by the Unit as well as any other offices or premises occupied by the Unit with the concurrence of the Government;

(j) The expression "Member State" means a State which is a Member of the United Nations, or a member of one of the specialized agencies, or a member of the International Atomic Energy Agency, or any other State designated by the General Assembly as eligible to participate in UNEP;

(k) The expression "General Convention" means the Convention on the Privileges and Immunities of the United Nations, approved by the General Assembly of the United Nations on 13 February 1946.

Article II

THE HEADQUARTERS

Section 2

(a) The Government grants to the United Nations, and the United Nations accepts from the Government, the permanent use and occupation of a headquarters, the location of which shall be defined in a supplemental agreement to be concluded between the United Nations and the Government;

(b) The headquarters shall not be removed unless the United Nations should so decide. Any transfer of the headquarters temporarily to another place shall not constitute a removal of the permanent headquarters unless there is an express decision by the United Nations to that effect;

(c) Any location in or outside of Kingston which is temporarily used with the concurrence of the Government for meetings convened by the Unit shall be included in the headquarters;

(d) The appropriate Jamaican authorities shall take whatever action may be necessary to ensure that the Unit shall not be dispossessed of all or any part of the headquarters without the express consent of the United Nations.

Section 3

(a) The United Nations shall for official purposes have the authority to install and operate a radio sending and receiving station or stations to connect at appropriate points and exchange traffic with the United Nations radio network. The United Nations as a telecommunications administration will operate its telecommunications services in accordance with the International Telecommunications Convention and the Regulations annexed thereto. The frequencies used by these stations will be communicated by the United Nations to the Government and to the International Frequency Registration Board;

(b) The Government shall, upon request, grant to the Unit for official purposes appropriate radio and other telecommunications facilities in conformity with the technical arrangements to be made with the International Telecommunications Union.

Section 4

The Unit may establish and operate research, documentation and other technical facilities. These facilities shall be subject to appropriate safeguards which, in the case of facilities which might create hazards to health or safety or interfere with property, shall be agreed with the appropriate Jamaican authorities.

Section 5

The facilities provided for in sections 3 and 4 may, to the extent necessary for efficient operation, be established and operated outside the headquarters area. The appropriate Jamaican authorities shall, at the request of the Unit, make arrangements, on such terms and in such manner as may be agreed upon by supplemental agreement, for the acquisition or use by the Unit of appropriate premises for such purposes and for the inclusion of such premises in the headquarters.

Article III

INVOLABILITY OF THE HEADQUARTERS

Section 6

(a) The Government recognizes the inviolability of the headquarters, which shall be under the control and authority of the Unit as provided in this Agreement;

(b) Except as otherwise provided in this Agreement or in the General Convention and subject to any regulations enacted under paragraph (d) hereof, the laws of Jamaica shall apply within the headquarters;

(c) Except as otherwise provided in this Agreement or in the General Convention, the courts or other appropriate organs of Jamaica shall have jurisdiction, as provided in applicable laws, over acts done and transactions taking place in the headquarters;

(d) The Unit shall have the power to make regulations operative throughout the headquarters for the purpose of establishing therein the conditions in all respects necessary for the full execution of its functions. No provision of the laws of Jamaica which is inconsistent with a regulation of the Unit authorized by this paragraph shall, to the extent of such inconsistency, be applicable within the headquarters. Any dispute between the Unit and the Government as to whether a regulation

of the Unit is authorized by this paragraph, or as to whether a provision of the laws of Jamaica is inconsistent with any regulation of the Unit authorized by this paragraph shall be promptly settled by the procedure set out in section 24. Pending such settlement, the regulation of the Unit shall apply and the provision shall be inapplicable in the headquarters to the extent that the Unit claims it to be inconsistent with the regulation of the Unit.

Section 7

(a) The headquarters shall be inviolable. No officer or official of the Government shall enter the headquarters to perform any duties therein except with the consent of, and under conditions approved by, the Director. The service of legal process, including the seizure of private property, shall not take place within the headquarters except with the express consent of, and under conditions approved by, the Director;

(b) Without prejudice to the provisions of the General Convention or article X of this Agreement, the Unit shall prevent the headquarters from being used as a refuge by persons who are avoiding arrest under any law of Jamaica, who are required by the Government for extradition to another country, or who are endeavouring to avoid service of legal process.

Article IV

PROTECTION OF THE HEADQUARTERS

Section 8

(a) The appropriate Jamaican authorities shall exercise due diligence to ensure that the tranquillity of the headquarters is not disturbed by any person or group of persons attempting unauthorized entry into or creating disturbance in the immediate vicinity of the headquarters, and shall provide on the boundaries of the headquarters such police protection as may be required for these purposes;

(b) If so requested by the Director, the appropriate Jamaican authorities shall provide a sufficient number of police for the preservation of law and order in the headquarters.

Article V

PUBLIC SERVICES IN THE HEADQUARTERS

Section 9

(a) The appropriate Jamaican authorities shall exercise, to the extent requested by the Executive Director, their respective powers to ensure that the headquarters shall be supplied with the necessary public services, including, without limitation by reason of this enumeration, electricity, water, sewerage, gas, post, telephone, telegraph, local transportation, drainage, collection of refuse and fire protection, and that such public services shall be supplied on equitable terms;

(b) In the cases of *force majeure* resulting in a complete or partial interruption of aforesaid services, the Unit, in the performance of its functions, shall be accorded the priority, if any, given to essential agencies of the Government;

(c) The Director shall, upon request, make suitable arrangements to enable duly authorized representatives of the appropriate public services bodies to inspect, repair, maintain, reconstruct and relocate utilities, conduits, mains and sewers within the headquarters under conditions which shall not unreasonably disturb the carrying out of the functions of the Unit;

(d) In respect of the services maintained by the Government, or by the agencies subject to Government supervision, the Unit shall avail itself of the reduced tariffs, if any, granted to other Governments, including their diplomatic missions, and to the Government offices.

Article VI

COMMUNICATIONS AND PUBLICATIONS

Section 10

(a) All official communications directed to the Unit or to any official of the Environment Secretariat, at the headquarters of the seat, and all outward official communications of the Unit,

by whatever means or in whatever form transmitted, shall be immune from censorship and from any other form of interception or interference with their privacy. Such immunity shall extend, without limitation by reason of this enumeration, to publications, still and moving pictures, films and sound recordings;

(b) The Unit shall have the right to use codes and to dispatch and receive correspondence and other official communications by courier or in sealed bags, which shall have the same privileges and immunities as diplomatic couriers and bags.

Section 11

Subject to any relevant provisions of the laws of Jamaica, and any international conventions to which Jamaica is a party, the Unit shall have the right freely to publish and broadcast within Jamaica in fulfilment of its purpose.

Article VII

FREEDOM FROM TAXATION

Section 12

(a) The Unit, its assets, income and other property shall be exempt from all forms of direct taxes, provided, however, that such tax exemption shall not extend to the owner or lessor of any property rented by the Unit and that the Unit will not claim exemption from taxes which are, in fact, no more than charges for public utility services;

(b) While the Unit will not generally claim exemption from taxes which constitute part of the cost of goods purchased by or services rendered to the Unit, including rentals, nevertheless, when the Unit is making important purchases for official use on which such taxes or duties have been charged or are chargeable, the Government shall, whenever possible, make appropriate administrative arrangements for the remission or refund of such taxes or duties. With respect to such taxes or duties, the Unit shall at all times enjoy at least the same exemptions and facilities as are granted to Jamaican governmental administrations or to chiefs of diplomatic missions accredited to Jamaica, whichever are the more favourable;

(c) In any transaction to which the Unit is a party, the Unit shall be exempt from all taxes, recording fees and documentary taxes;

(d) Articles imported or exported by the Unit for official purposes shall be exempt from customs duties and other levies, and from prohibitions and restrictions on imports and exports;

(e) The Unit shall be exempt from customs duties and other levies, prohibitions and restrictions on the importation of service automobiles, and spare parts thereof, required for its official purposes;

(f) Articles imported in accordance with subsections (d) and (e) of this section may be sold by the Unit in Jamaica after their importation or acquisition, subject to the relevant laws of Jamaica.

Article VIII

FINANCIAL FACILITIES

Section 13

(a) Without being subject to any financial controls, regulations or moratoria of any kind, the Unit may freely:

- (i) Purchase any currencies through authorised channels and hold and dispose of them;
- (ii) Operate accounts in any currency;
- (iii) Purchase through authorized channels, hold and dispose of funds, securities and gold;
- (iv) Transfer its funds, securities, gold and currencies to or from Jamaica, to or from any other country, or within Jamaica.

(b) The Government shall employ its best endeavours to enable the Unit to obtain the most favourable conditions as regards exchange rates, banking commissions in exchange transactions and the like;

(c) The Unit shall, in exercising its rights under this section, pay due regard to any representations made by the Government in so far as effect can be given to such representations without prejudicing the interests of the Unit.

Article IX

SOCIAL SECURITY AND PENSION FUND

Section 14

The United Nations Joint Staff Pension Fund shall enjoy legal capacity in Jamaica and shall enjoy the same exemptions, privileges and immunities as the Unit itself.

Section 15

The Unit shall be exempt from all compulsory contributions to, and officials of the Environment secretariat shall not be required by the Government to participate in, any social security scheme of Jamaica.

Article X

TRANSIT AND RESIDENCE

Section 16

(a) The Government shall take all necessary measures to facilitate the entry into and sojourn in Jamaican territory and shall place no impediment in the way of the departure from Jamaican territory of the persons listed below; it shall ensure that no impediment is placed in the way of their transit to or from the headquarters seat and shall afford them any necessary protection in transit:

- (i) Representatives of Member States, their families and other members of their households, as well as clerical and other auxiliary personnel and the spouses and dependent children of such personnel;
- (ii) Officials of the Environment Secretariat, their families and other members of their households;
- (iii) Officials of the United Nations or of one of the specialized agencies or of the International Atomic Energy Agency, attached to the Unit, and those who have official business with the Unit, and their spouses and dependent children;
- (iv) Representatives of other organizations with which UNEP or the Unit has established official relations, who have official business with the Unit;
- (v) Persons, other than officials of the Environment Secretariat, performing missions authorized by UNEP or the Unit or serving on committees or other subsidiary organs of the Unit, and their spouses;
- (vi) Representatives of the press, radio, film, television or other information media who have been accredited to the Unit in its discretion after consultation with the Government;
- (vii) Representatives of other organizations or other persons invited by the Unit to the headquarters seat on official business. The Director shall communicate the names of such persons to the Government before their intended entry;

(b) This section shall not apply in the case of general interruptions of transportation, which shall be dealt with as provided in section 9 (b), and shall not impair the effectiveness of generally applicable laws relating to the operation of means of transportation;

(c) Visas, where required for persons referred to in this section, shall be granted without charge and as promptly as possible;

(d) No activity performed by any person referred to in subsection (a) in his official capacity with respect to the Unit shall constitute a reason for preventing his entry into or his departure from the territory of Jamaica or for requiring him to leave such territory. In case of abuse of the privileges of residence by any such person in activities in Jamaica outside his official capacity, the privileges referred to in subsection (a) shall cease to apply, provided that:

- (i) No proceeding shall be instituted to require any such person to leave Jamaica except with the prior approval of the Minister for the time being responsible for Foreign Affairs of Jamaica;
- (ii) In the case of a representative of a Member State, such approval shall be given only after consultation with the Government of the Member State concerned;
- (iii) In the case of any other person mentioned in subsection (a), such approval shall be given only after consultation with the Executive Director, and if expulsion proceedings are taken against such person, the Executive Director shall have the right to appear or to be represented in such proceedings on behalf of the person against whom such proceedings are instituted; and
- (iv) Persons who are entitled to diplomatic privileges and immunities under section 23 shall not be required to leave Jamaica otherwise than in accordance with the customary procedure applicable to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Jamaica;

(e) This section shall not prevent the requirement of reasonable evidence to establish that persons claiming the rights granted by this section come within the classes described in subsection (a), or the reasonable application of quarantine and health regulations.

Article XI

REPRESENTATIVES TO THE UNIT

Section 17

Representatives of Member States to meetings of or convened by the Unit, and those who have official business with the Unit, shall, while exercising their functions and during their journey to and from Jamaica, enjoy the privileges and immunities provided in article IV of the General Convention.

Section 18

The Director shall communicate to the Government a list of persons within the scope of this article and shall revise such list from time to time as necessary.

Article XII

OFFICIALS AND EXPERTS OF THE ENVIRONMENT SECRETARIAT

Section 19

Officials of the Environment Secretariat shall enjoy within and with respect to Jamaica the following privileges and immunities:

(a) Immunity from legal process of any kind in respect of words spoken or written, and of acts performed by them in their official capacity, such immunity to continue notwithstanding that the persons concerned may have ceased to be officials of the Environment Secretariat or the Unit;

(b) Immunity from inspection and seizure of personal and official baggage, except in cases of *flagrante delicto*. In such cases the appropriate Jamaican authorities shall immediately inform the Executive Director. Inspections shall in the case of personal baggage be conducted only in the presence of the official or his authorized representative, and in the case of official baggage, in the presence of an authorized representative of the Unit;

(c) Exemption from taxation in respect of the salaries, emoluments, indemnities and pensions paid to them by UNEP or the Unit for services past or present or in connection with their service with UNEP or the Unit;

(d) Exemptions from any form of taxation on income derived by them from sources outside Jamaica;

(e) Exemption from registration fees in respect of their automobiles;

(f) Exemption, with respect to themselves, their spouses, their dependent relatives and other members of their households, from immigration restrictions and alien registration;

(g) Exemption from national service obligations, provided that, with respect to Jamaican nationals, such exemptions shall be confined to officials whose names have, by reason of their duties, been placed upon a list compiled by the Executive Director and approved by the Government; provided further that should officials, other than those listed, who are Jamaican nationals, be called up for national service, the Government shall, upon request of the Executive Director, grant such temporary deferments in the call-up of such officials as may be necessary to avoid interruption of the essential work of the Unit;

(h) The right to purchase petrol free of duty for their vehicles on similar terms as accorded to members of diplomatic missions accredited to Jamaica;

(i) Freedom to acquire or maintain within Jamaica or elsewhere foreign securities, foreign currency accounts, and other movables and the right to take the same out of Jamaica through authorized channels without prohibition or restrictions;

(j) Freedom to purchase one dwelling house within Jamaican territory for strictly personal use and in the event of sale of such house, the right to take out of Jamaica, through authorized channels, the proceeds of the sale of such house in transferable currency provided that the procedural requirements obtaining in such transactions are observed;

(k) The same protection and repatriation facilities with respect to themselves, their spouses, their dependent relatives and other members of their households as are accorded in time of international crisis to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Jamaica;

(l) The right to import for personal use, free of duty and other levies, prohibitions and restrictions on imports:

(i) Their furniture, household and personal effects, in one or more separate shipments, and thereafter to import necessary additions to the same;

(ii) In accordance with the relevant laws of Jamaica, one automobile, every three years, and in cases where the official is accompanied by dependants, a second automobile on the basis of representations to the Government by the Director; however, where the Director and the Government agree, in particular cases, replacement may take place at an earlier date in the event of loss, extensive damage or otherwise;

(iii) Reasonable quantities of certain articles including liquor, tobacco, cigarettes and foodstuffs, for personal use or consumption and not for gift or sale;

(m) Automobiles imported in accordance with subsection (l) (ii) of this section may be sold in Jamaica after their importation, subject to the laws concerning the payment of customs duties;

(n) Officials of the Environment Secretariat other than officials of the Unit shall not enjoy the privileges, immunities and exemptions provided for in subsections (d), (e), (g), (h), (j), (l) and (m) of this section, it being understood, however, that this limitation is without prejudice to any privilege, immunity or exemption to which they may be entitled under the General Convention;

(o) Officials of the Unit who are locally recruited shall enjoy only those privileges and immunities provided in the General Convention, it being understood, nevertheless, that such privileges and immunities include exemption from taxation on pensions paid to them by the United Nations Joint Staff Pension Fund;

(p) The terms and conditions of employment for locally recruited personnel shall be in accordance with the relevant United Nations Regulations and Rules.

Section 20

Without prejudice to the privileges and immunities specified in section 19, the Director and other officials of the Environment Secretariat having the professional grade P-5 and above, and such additional categories of officials of the Unit as may be designated, in agreement with the Government, by the Executive Director in consultation with the Secretary-General of the United Nations on the ground of the responsibilities of their positions in the Unit, shall be accorded the same privileges and immunities, exemptions and facilities as the Government accords to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Jamaica.

Section 21

Experts (other than officials coming within the scope of sections 19 and 20) performing missions authorized by, serving on committees or other subsidiary organs of, or consulting at its request in any way with, the Unit, shall enjoy, within and with respect to Jamaica, the following privileges and immunities so far as may be necessary for the effective exercise of their functions:

(a) Immunity in respect of themselves, their spouses and their dependent children from personal arrest or detention and from seizure of their personal and official baggage except in cases of *flagrante delicto*. In such cases the appropriate Jamaican authorities shall immediately inform the Executive Director. Inspection shall in the case of personal baggage be conducted only in the presence of the expert or his authorized representative, and in the case of official baggage, in the presence of an authorized representative of the Unit;

(b) Immunity from legal process of any kind with respect to words spoken or written, and all acts done by them in the performance of their official functions, such immunity to continue notwithstanding that the persons concerned may no longer be employed on missions for, serving on committees of, or acting as consultants for the Unit, or may no longer be present at the headquarters seat or attending meetings convened by the Unit;

(c) Inviolability of all papers, documents and other official material;

(d) The right, for the purpose of all communications with the Unit, to use codes and to dispatch or receive papers, correspondence or other material by courier or in sealed bags;

(e) Exemption with respect to themselves and their spouses from immigration restrictions, alien registration and national service obligations;

(f) The same protection and repatriation facilities with respect to themselves, their spouses, their dependent relatives and other members of their households as are accorded in time of international crisis to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Jamaica;

(g) The same privileges with respect to currency and exchange restrictions as are accorded to representatives of foreign Governments on temporary official missions; and

(h) The same immunities and facilities with respect to their personal and official baggage as the Government accords to members, having comparable rank, of the staffs of chiefs of diplomatic missions accredited to Jamaica;

(i) Where the incidence of any form of taxation depends upon residence, periods during which the persons designated in this section may be present in Jamaica for the discharge of their duties shall not be considered as periods of residence; in particular, such persons shall be exempt from taxation on their salaries and emoluments received from the Unit during such periods of duty.

Section 22

(a) The Director shall communicate to the Government a list of the officials of the Unit and experts within the scope of this article and shall revise such list from time to time as may be necessary;

(b) The Government shall furnish persons within the scope of this section with an identity card bearing the photograph of the holder. This card shall serve to identify the holder in relation to all Jamaican authorities.

Article XIII

SETTLEMENT OF DISPUTES

Section 23

The Director shall make provision for appropriate methods of settlement of:

(a) Disputes arising out of contracts and disputes of a private law character to which the Unit is a party and, in consultation with the Government;

(b) Disputes involving an official of the Environment Secretariat who, by reason of his official position, enjoys immunity, if such immunity has not been waived.

Section 24

Any dispute between the Unit and the Government concerning the interpretation or application of this Agreement or of any supplemental agreement, or any question affecting the headquarters or the relationship between the Unit and the Government, which is not settled by negotiation or other agreed mode of settlement, shall be referred for final decision to a tribunal of three arbitrators: one to be chosen by the Executive Director, one to be chosen by the Minister for the time being responsible for Foreign Affairs of Jamaica and the third, who shall be chairman of the tribunal, to be chosen by the first two arbitrators. Should the first two arbitrators fail to agree upon the third within six months following the appointment of the first two arbitrators, such third arbitrator shall be chosen by the President of the International Court of Justice at the request of the Secretary-General of the United Nations or the Government.

Article XIV

GENERAL PROVISIONS

Section 25

Without prejudice to the privileges and immunities accorded by this Agreement, it is the duty of all persons enjoying such privileges and immunities to respect the laws and regulations of Jamaica. They also have a duty not to interfere in the internal affairs of Jamaica.

Section 26

(a) The facilities, privileges and immunities granted by this Agreement are granted in the interests of the Unit and not for personal benefit;

(b) The immunities granted by section 17 may be waived by the Member State concerned;

(c) The immunities granted by sections 19, 20 and 21 shall be waived by the Secretary-General of the United Nations whenever in his opinion such immunity would impede the course of justice and can be waived without prejudice to the interests of the Unit;

(d) Should the Government consider that an abuse of a privilege or immunity conferred by this Agreement has occurred, the Executive Director shall, upon request, consult with the appropriate authorities to determine whether any such abuse has occurred.

Section 27

This Agreement shall be applicable irrespective of the relations existing between the Governments of the persons referred to in sections 16 (a) and 17 and the Government of Jamaica.

Section 28

Whenever this Agreement imposes obligations on the appropriate Jamaican authorities, the ultimate responsibility for the fulfilment of such obligations shall rest with the Government.

Section 29

The provisions of this Agreement shall be complementary to the provisions of the General Convention. In so far as any provision of this Agreement and any provision of the General Convention relate to the same subject-matter, the two provisions shall, wherever possible, be treated as complementary, so that both provisions shall be applicable and neither shall narrow the effect of the other.

Section 30

Without prejudice to the performance of its functions by the Unit in a normal and unrestricted manner, the Government may take every preventive measure to preserve the national security and the cultural heritage of Jamaica after consultation with the Executive Director.

Section 31

This Agreement shall be construed in the light of its context and its object and purpose of enabling the Unit at its headquarters in Kingston fully and efficiently to discharge its responsibilities and fulfil its purpose.

Section 32

Consultations with respect to modifications of this Agreement shall be entered into at the request of the United Nations or the Government. Any such notification shall be by mutual consent.

Section 33

The Unit and the Government may enter into such supplemental agreements as may be necessary.

Section 34

This Agreement shall cease to be in force:

- (i) By mutual consent of the United Nations and the Government; or
- (ii) If the permanent headquarters of the Unit is removed from the territory of Jamaica, except for such provisions as may be applicable in connection with the orderly termination of the operations of the Unit at its permanent headquarters in Jamaica and the disposal of its property therein.

Section 35

This Agreement shall enter into force upon signature by the United Nations and signature by Jamaica.

- (p) Exchange of letters constituting an agreement between the United Nations (United Nations Conference on Trade and Development) and Bangladesh concerning the arrangements for the meeting required under article 40, paragraph 3, of the International Agreement on Jute and Jute Products, 1982, to be convened on 9 January 1984 at Dhaka.²³ Geneva, 5 and 8 December 1983

I

LETTER FROM THE UNITED NATIONS

5 December 1983

...

With the present letter I wish to obtain your Government's acceptance of the following arrangements for the Meeting:

...

I wish to propose that the following terms shall apply to the Meeting:

- (a) (i) The Convention on the Privileges and Immunities of the United Nations, to which Bangladesh is a party, shall be applicable in respect of the Meeting. The representatives referred to in [the paragraph] above 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 Meeting shall enjoy the privileges and immunities provided under articles V and VII of the Convention.
- (ii) Without prejudice to the provisions of the Convention on the Privileges and Immunities of the United Nations, all representatives and persons performing functions in connection with the Meeting shall enjoy such privileges and immunities, facilities and courtesies as are necessary for the independent exercise of their functions in connection with the Meeting.
- (iii) Personnel provided by the Government pursuant to this Agreement 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 Meeting.

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

(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 persons or property in conference or office premises provided for the Meeting; (ii) the transportation provided by your Government; and (iii) the employment for the Meeting 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 Bangladesh regarding the provision of host facilities by your Government for the Meeting.

(Signed) Gamani COREA
Secretary-General of the United Nations Conference
on Trade and Development

II

LETTER FROM THE PERMANENT MISSION OF BANGLADESH TO THE UNITED NATIONS

8 December 1983

I am in receipt of your letter of 5 December 1983, the operative parts of which read as follows:

[*See letter I above*]

I have the honour to inform you that the Government of Bangladesh agrees that the arrangements and terms proposed by you as above be made applicable to the Meeting of parties to the Agreement convened by the Secretary-General of the United Nations in accordance with paragraph 40 (3) of the International Agreement on Jute and Jute Products 1982. Your letter and the present reply shall constitute an agreement between the United Nations and the Government of Bangladesh for the provision of host facilities for the Meeting.

(Signed) Syed Noor HOSSAIN
Acting Permanent Representative
of Bangladesh to the United Nations

- (g) Agreement between the United Nations (United Nations Industrial Development Organization) and France concerning the UNIDO service in Paris to strengthen industrial co-operation between France and the developing countries.^{24, 25} Signed at Vienna on 31 January 1983

...

Article VI

The service shall enjoy the privileges and immunities accorded by the Convention on the Privileges and Immunities of the United Nations, subject to the provisions of article 21 of the UNIDO Constitution, when it enters into force.

....

3. AGREEMENTS RELATING TO THE UNITED NATIONS CHILDREN'S FUND:
REVISED MODEL AGREEMENT CONCERNING THE ACTIVITIES OF
UNICEF²⁶

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 Haiti concerning the activities of UNICEF in Haiti.²⁷ Signed at Port-au-Prince on 21 July 1983.

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

4. AGREEMENTS RELATING TO THE UNITED NATIONS DEVELOPMENT
PROGRAMME: STANDARD BASIC AGREEMENT CONCERNING
ASSISTANCE BY THE UNITED NATIONS DEVELOPMENT PROGRAMME²⁸

Article III

EXECUTION OF PROJECTS

...

5. [See *Juridical Yearbook*, 1975, p. 24.]

Article IX

PRIVILEGES AND IMMUNITIES

[See *Juridical Yearbook*, 1975, p. 25.]

Article X

FACILITIES FOR EXECUTION OF UNDP ASSISTANCE

[See *Juridical Yearbook*, 1975, pp. 25 and 26.]

Article XIII

GENERAL PROVISIONS

...

4. [See *Juridical Yearbook*, 1975, p. 26.]

Standard Basic Assistance Agreements between the United Nations (United Nations Development Programme) and the Governments of Saint Vincent and the Grenadines,²⁹ Antigua and Barbuda³⁰ and Zambia.³¹ Signed respectively at Kingstown on 29 April 1983, at St. John (Antigua) on 26 August 1983 and at Lusaka on 14 October 1983.

These agreements contain provisions similar to articles II.5, IX, X and XIII.4 of the Standard Basic Agreement.

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

Project Agreement (Natural Resources Exploration Project) between the United Nations (United Nations Revolving Fund for Natural Resources Exploration) and Haiti.³² Signed at Port-au-Prince on 21 October 1982.

This agreement contains provisions similar to article V and sections 6.02 and 6.03 of article VI of the Agreement reproduced in *Juridical Yearbook*, 1974, pp. 35-37.

6. AGREEMENTS RELATING TO THE UNITED NATIONS
CAPITAL DEVELOPMENT FUND

Basic Agreements between the United Nations (United Nations Capital Development Fund) and Chad³³ and Sierra Leone³⁴ concerning assistance from the United Nations Capital Development Fund. Signed respectively at N'Djamena on 1 April 1983, at Freetown on 13 September 1983 and at New York on 14 October 1983.

These Agreements contain provisions similar to paragraphs 5, 6 and 7 of article III and article V of the Agreement between UNCDF and the Gambia reproduced in *Juridical Yearbook*, 1982, p. 50.

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.³⁵ APPROVED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS ON 21 NOVEMBER 1947

In 1983 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:³⁶

<i>State</i>	<i>Date of receipt of instrument of accession or notification</i>	<i>Specialized agencies</i>
Botswana Accession	5 April 1983	FAO, IBRD, ICAO, ILO, IMF, ITU, UNESCO, UPU, WHO
Uganda Accession	11 April 1983	FAO, IBRD, ICAO, IDA, IFAD, IFC, ILO, IMF, IMO, WHO, WIPO, WMO, UNESCO, UPU
Denmark Notification	15 December 1983	WIPO

As of 31 December 1983, 90 States were parties to the Convention.³⁷

2. FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS

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

In 1983 the organization concluded with Trinidad and Tobago an agreement for the establishment of an FAO Representative's Office. The agreement, *inter alia*, provides 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 and containing provisions on privileges and immunities of FAO and participants similar to the standard text³⁸ were concluded in 1983 with the Governments of the following countries acting as hosts to such sessions:

Argentina, Bangladesh, Barbados, Belgium,³⁹ Cameroon, Colombia,³⁹ Cyprus, Democratic Yemen, Denmark, Dominican Republic, Ecuador, Egypt, Ethiopia, France,³⁹ Hungary, Iceland, India,³⁹ Indonesia,³⁹ Israel, Italy,³⁹ Kenya,³⁹ Malaysia, Mauritius, Mexico,³⁹ Netherlands,³⁹ Nicaragua, Pakistan, Panama, Peru, Philippines, Saint Lucia, Spain,³⁹ Sri Lanka,³⁹ Sudan, Switzerland,³⁹ Thailand,³⁹ Tunisia, United Republic of Tanzania, United States of America,³⁹ Yugoslavia, 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 text⁴⁰, were concluded in 1983 with the Governments of the following countries acting as hosts to such training activities: Angola, Austria, Ecuador, Grenada, Hungary, Italy,³⁹ Ivory Coast, Kenya, Morocco, Nigeria, Philippines, Senegal, Sweden, Thailand, Trinidad and Tobago, United Republic of Tanzania, Zimbabwe.

- (d) Exchange of letters between the Government of Sweden and the Food and Agriculture Organization of the United Nations regarding training activities to be held in 1972⁴¹
The agreement was extended on 5 January 1983 to cover training activities to be held in 1983.

3. UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION

Agreements relating to conferences, seminars and other meetings

- (a) Agreement between the Government of Colombia and the United Nations Educational, Scientific and Cultural Organization concerning the Third Meeting of the Working Group on Studies of "El Niño", signed at Paris on 24 January 1982.

"Privileges and immunities"

The Government of Colombia shall apply in all matters relating to the meeting the Convention on the Privileges and Immunities of the Specialized Agencies and annex IV thereto relating to UNESCO, to which it has been a party since 19 May 1977. In particular, it shall ensure that no restriction is imposed upon the right of entry into, sojourn in and departure from Colombia of all persons entitled to participate in the meeting, without distinction of nationality.

"The Government of Colombia shall also apply *mutatis mutandis* to government representatives participating in the meeting the relevant provisions of the Vienna Convention on Diplomatic Relations of 18 April 1961."⁴²

- (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.

4. INTERNATIONAL CIVIL AVIATION ORGANIZATION

Agreement between the Government of the Republic of Kenya and the International Civil Aviation Organization on the Eastern African Regional Office of ICAO in Namibia.⁴³
Signed at Nairobi on 6 July 1983

The Agreement relates to the status, privileges and immunities of the organization, of the representatives of States and of the officials of the organization in Kenya.

5. WORLD HEALTH ORGANIZATION

- (a) Basic Agreements on technical advisory co-operation

Basic Agreements on technical advisory co-operation were concluded in 1983 between the World Health Organization and the following States:

<i>State</i>	<i>Place of signature</i>	<i>Date of signature</i>
Bhutan	Thimphu/New Delhi	16 December 1982/3 January 1983
Nicaragua	Managua/Washington, D.C.	14 March 1983/28 February 1983

These agreements contain provisions similar to article I, paragraph 6, and article V of the Agreement between the World Health Organization and Guyana.⁴⁴

- (b) Basic Agreement between the Government of Antigua and Barbuda and the Pan American Health Organization represented by the Pan American Sanitary Bureau, Regional Office of the World Health Organization.⁴⁵ Signed at Washington on 24 May 1982 and at Antigua on 11 May 1983

Article V

ADMINISTRATIVE AND FINANCIAL OBLIGATIONS OF THE GOVERNMENT

...
6. The Government will be responsible for dealing with any claims brought by third parties against the Organization and its advisers, agents and employees, and shall hold the Organization, its advisers, agents and employees harmless from any claims or liabilities arising out of operations under this Basic Agreement or other agreements or subsidiary arrangements, except when the Government and the Organization agree that such claims and liabilities arise from the gross negligence or wilful misconduct of such advisers, agents and employees.

Article VI

EXEMPTIONS, PRIVILEGES AND IMMUNITIES

The Government shall grant to the Organization the following exemptions, privileges and immunities:

1. The Organization shall enjoy the legal capacity and the privileges and immunities required for the performance of its functions and accomplishment of its purposes as an international agency.

2. In the performance of its specific functions, the Organization and its Governing Bodies shall enjoy the independence and freedom of action that are proper to international agencies.

3. The Organization, and its goods, assets, premises and files, shall be immune from legal and administrative process, and exempt from all taxes and levies, whether national, regional or municipal, and may not be searched, embargoed or subject to any other executory measure save in particular cases in which this immunity is expressly waived by the Director.

4. The Organization shall be exempt from the charges, fees and rates for storage and port-handling services in connection with goods imported for its own use or for public institutions.

5. The Organization shall have the right to send and receive correspondence by mail and pouch, which shall enjoy the same privileges and immunities accorded to diplomatic mail and pouches.

6. The Government shall take all necessary measures to facilitate the entry, residence in the country and departure from it of persons having official business to transact with the Organization, as follows:

6.1 Staff members of the Organization.

6.2 Advisers of the Organization on mission in the country.

6.3 The members of the Governing Bodies of the Organization, regardless of the nature of the relations currently prevailing between their respective countries and Antigua and Barbuda.

6.4 Holders of fellowships and other persons selected in accordance with the regulations of the Organization to participate in international seminars and courses sponsored by the Organization in the country.

7. The Government shall recognize the United Nations "Laissez-Passer" issued to staff members of the Organization as a valid travel document.

8. The staff members of the Organization, including the advisers employed to fulfil this Basic Agreement and any other agreements or subsidiary arrangements, shall enjoy:

8.1 Immunity from arrest and detention of their persons and from administrative and judicial process in respect of their official acts and of their oral and written statements made in the performance of their duties, even after those duties have come to an end.

8.2 Inviolability of their luggage and documents and exemption from all taxes, levies, fees and charges on salaries, earnings and other emoluments received from the Organization.

9. The personnel of the Organization who are not nationals of Antigua and Barbuda:

9.1 May import free of import and other duties and of the required customs formalities and charges, the luggage, effects and furniture brought with them for their residence in the country. This exemption shall also apply to the effects which arrive as unaccompanied baggage in one or more shipments, provided they enter the country within six months following the arrival of the staff member.

9.2 Shall have the right to import duty-free one automobile or other vehicle for personal use and to transfer it under the conditions then prescribed in the country.

9.3 Shall be exempt from compliance with the current provisions on military service in the country.

9.4 May freely export the luggage, effects, furniture and vehicle of their property upon completion of their missions in the country and for up to three months following their final departure.

9.5 Shall enjoy at times of national or international crisis, together with their spouses and children, repatriation facilities similar to those provided for the staff of diplomatic missions.

10. The Director and the Representative of the Organization, or their deputies in their absence, together with their spouses and minor children, shall enjoy the privileges, immunities, exemptions and facilities accorded to diplomatic envoys under international law.

11. The Representative of the Organization shall provide to the Government a list of the staff members of the Organization entitled to the immunities and privileges under this Basic Agreement.

12. The said privileges and immunities are accorded to staff members not for their personal benefit but in the interest of the Organization. The Director shall have the right and the obligation to waive the immunity of any officer whenever, in his judgement, such immunity impedes the course of justice and may be waived without impairment to the interests of the Organization.

13. The Organization shall co-operate at all times with the competent national authorities in the administration of justice, and shall prevent any abuse of the privileges, immunities and facilities granted in this Basic Agreement.

6. WORLD METEOROLOGICAL ORGANIZATION

Agreement between the Government of the Republic of Paraguay and the World Meteorological Organization on the legal status and functioning of the Regional Office for the Americas of WMO in the Republic of Paraguay. Signed at Asunción on 5 December 1983

...

SCOPE OF THE AGREEMENT

Article 2

The Regional Office is an integral part of the secretariat of the Organization. It shall be located in the city of Asunción, capital of the Republic of Paraguay. Its responsibilities are defined by the Organization and its specific activities by the Secretary-General. The responsibilities include its dealing with the Members in Regions III (South America) and IV (North and Central America) of the Organization, with regional offices of the United Nations, of the United Nations Development Programme and of other subsidiary bodies of the United Nations, with regional offices of other specialized agencies, and with inter-governmental organizations of regional nature, in the fields of meteorology and operational hydrology.

Article 3

The Regional Office shall be placed under the responsibility of a Regional Director, acting on behalf of the Secretary-General.

Article 4

The provisions of the present Agreement shall apply to the functioning of the Regional Office in the Republic of Paraguay. Any other relations between the Organization and the Republic of Paraguay, including technical co-operation activities, are regulated by the established procedures between the Organization and its Members in accordance with the provisions of the Convention of the Organization.

Article 5

Without prejudice to the application of the provisions of the present Agreement, the Organization, in the Republic of Paraguay, shall have the necessary legal capacity for the functioning of the Regional Office. It shall also enjoy the privileges and immunities necessary for the functioning of the Regional Office. The representatives of Members as well as the officials of the Organization, shall enjoy the privileges and immunities necessary for the independent exercise of their functions within the framework of the Organization.

JURIDICAL PERSONALITY

Article 6

The Organization shall possess juridical personality. It shall have the capacity:

- (a) To contract;
- (b) To acquire and dispose of immovable and movable property;
- (c) To institute legal proceedings.

FREEDOM OF ACTION AND OF MEETING

Article 7

The Government shall guarantee to the Organization in the Republic of Paraguay the independence and freedom of action to which it is entitled as an international organization.

Article 8

The Organization and its Regional Office, as well as its Members and the representatives of Members in their relations with the activities of the Regional Office, shall enjoy, in the Republic of Paraguay, freedom of meeting, including freedom of discussion and decision, within the framework of the normal functions of the Organization.

PROPERTIES, FUNDS AND ASSETS

Article 9

The Organization and, in particular, its Regional Office, its property and assets, wherever located in the Republic of Paraguay, and by whomsoever held, shall enjoy immunity from every form of legal process except in so far as in any particular case it has expressly waived its immunity. It is, however, understood that no waiver of immunity shall extend to any measure of execution.

Article 10

The premises of the Organization and, in particular, of its Regional Office, shall be inviolable. The property and assets of the Organization and, in particular, of its Regional Office, wherever located in the Republic of Paraguay, and by whomsoever held, shall be immune from search,

requisition, confiscation, expropriation and any other form of interference, whether by executive, administrative, judicial or legislative action.

Article 11

The archives of the Regional Office, and in general all documents belonging to it or held by it, shall be inviolable, wherever located.

Article 12

Without being restricted by financial controls, regulations or moratoria of any kind:

(a) The Organization and, in particular, its Regional Office, may hold funds, gold or currency of any kind and operate accounts in any currency;

(b) The Organization and, in particular, its Regional Office, may freely transfer its funds, gold or currency from the Republic of Paraguay to another country and vice versa, or within the Republic of Paraguay, and convert any currency held by it into any other currency.

Article 13

The Organization shall, in exercising its rights under article 12 above, pay due regard to any representation made by the Government in so far as this can be done without detriment to the interests of the Organization.

Article 14

The Organization and, in particular, its Regional Office, its assets, income and other property shall:

(a) Be exempt from all direct taxes; it is understood, however, that the Organization will not claim exemption from taxes which are, in fact, no more than charges for public services specifically provided other than those specified in this Agreement and its Plan of Execution;

(b) Be exempt from customs duties and prohibitions and restrictions on imports and exports in respect of articles imported or exported by the Organization and, in particular, by its Regional Office, for its official use; it is understood, however, that articles imported under such exemption will not be sold in the Republic of Paraguay except under conditions agreed to with the Government;

(c) Be exempt from duties and prohibitions and restrictions on imports and exports in respect of its publications.

Article 15

The Organization will not, as a general rule, claim exemption from excise duties and from taxes on the sale of movable and immovable property which form part of the price to be paid; nevertheless when the Organization and, in particular, its Regional Office, is making important purchases for official use of property on which such duties and taxes have been charged or are chargeable, the Government will, whenever possible, make appropriate administrative arrangements for the remission or return of the amount of duty or tax.

COMMUNICATIONS

Article 16

The Organization and, in particular, its Regional Office, shall enjoy, in the territory of the Republic of Paraguay, for its official communications, treatment not less favourable than that accorded by the Government to any other Government, including the latter's diplomatic mission, in the matter of priorities, rates and taxes on mails, cables, telegrams, radiograms, telephotos, telephone and other communications, including digital data, and press rates for information to the press and radio.

Article 17

The Government shall also grant the Organization the postal, telegraphic and telephonic franchises* necessary for the fulfilment of its functions, as established in the Plan of Execution.

Article 18

The official correspondence, as well as the other official communications of the Organization, shall be inviolable. The Organization and, in particular, its Regional Office, shall have the right to use codes and to dispatch and receive correspondence by courier or in sealed bags, which shall have the same immunities and privileges as diplomatic couriers and bags. Nothing in this article shall be construed to preclude the adoption of appropriate security precautions to be determined by agreement between the Government and the Organization.

REPRESENTATIVES OF THE MEMBERS

Article 19

Representatives of Members at meetings convened by the Organization in relation to the activities of its Regional Office, shall, while exercising their functions and during their journeys to and from the place of meeting, enjoy the following privileges and immunities:

(a) Immunity from personal arrest or detention and from seizure of their personal baggage, and in respect of words spoken or written and all acts done by them in their official capacity, immunity from legal process of every kind;

(b) Inviolability for all papers and documents;

(c) The right to use codes and to receive papers or correspondence by courier or in sealed bags;

(d) Exemption in respect of themselves and their spouses from immigration restrictions, aliens' registration or national service obligations in the Republic of Paraguay;

(e) The same facilities in respect of currency or exchange restrictions as are accorded by the Government to representatives of foreign Governments on temporary official missions;

(f) The same immunities and facilities in respect of their personal baggage as are accorded by the Government to members of comparable rank of diplomatic missions.

Article 20

In order to secure for the representatives of Members at meetings convened by the Organization, complete freedom of speech and complete independence in the discharge of their duties, the immunity from legal process in respect of words spoken or written and all acts done by them in discharging their duties shall continue to be accorded, notwithstanding that the persons concerned are no longer engaged in the discharge of such duties.

Article 21

Where the incidence of any form of taxation depends upon residence, periods during which the representatives of Members of the Organization at meetings convened by it are present in the Republic of Paraguay for the discharge of their duties shall not be considered as periods of residence.

Article 22

Privileges and immunities are accorded to the representatives of Members, not for the personal benefit of the individuals themselves, but in order to safeguard the independent exercise of their functions in connection with the Organization.

*The word "franchises" is used in the sense of free services, as expressed by the Spanish word *franquicias*.

Article 23

The provisions of articles 19, 20 and 21 shall not be invoked against the authorities of the Republic of Paraguay in the case of a citizen or a person who is or has been a representative of the Republic of Paraguay.

FACILITIES

Article 24

The Government shall provide the Regional Office those facilities in respect to office space, furniture and office equipment, administrative personnel and other services established in the Plan of Execution.

OFFICIALS

Article 25

The Organization will specify the categories of officials to which the provisions of articles 26 through 29 and articles 34 through 38 shall apply. It shall communicate them to the Government. The names of the officials included in these categories shall from time to time be made known to the Government.

Article 26

All officials, regardless of nationality, shall:

- (a) Be immune from legal process in respect of words spoken or written and all acts, as performed by them in their official capacity;
- (b) Enjoy the same exemptions from taxation in respect of the salaries and emoluments paid to them by the Organization and on the same conditions as are enjoyed by officials of the United Nations.

Article 27

The officials who are not nationals of the Republic of Paraguay shall also:

- (a) Be immune, together with their dependants, from immigration restrictions and alien registration, as well as from the payment of the corresponding fees and taxes;
- (b) Enjoy complete freedom to transfer funds, and to negotiate, whatever the place and form may be, foreign currency, cheques, hard cash, foreign coins and bills received as salaries and emoluments from the Organization, free from currency exchange restrictions or limitations;
- (c) Be given, together with their dependants, the same repatriation facilities in times of international crisis as officials of comparable rank of diplomatic missions;
- (d) Be exempt, together with their dependants, from national service obligations in the Republic of Paraguay;
- (e) Have the right to import free of duty their furniture and effects at the time of first taking up their assignment in the Republic of Paraguay. This provision shall also apply to furniture and effects shipped as unaccompanied luggage, in one or several shipments, provided that they enter the country within six months after the arrival of the official or the establishment of the family, whichever is the latest;
- (f) Have the right to import free of duty, a motor vehicle for personal use, and to transfer it under the terms and conditions established by the Government. However, such terms and conditions for the transfer shall be waived in the case of motor vehicles that:
 - (i) Belonged to an official deceased during tenure of office;
 - (ii) Belong to an official being transferred to another country, provided that the said official served for a period longer than one year in the Republic of Paraguay;

(g) Have the right to import additionally free of duty items for personal use or home consumption or that of their dependants, during their stay in the Republic of Paraguay and up to six months following the end of their assignment. This right is subject to an annual quota established by the Government;

(h) Be allowed to export freely their furniture, effects and vehicles after their assignment in the Republic of Paraguay and up to six months following their final departure.

Article 28

In addition to the privileges and immunities specified in articles 26 and 27, the Secretary-General, including any official acting on his behalf during his absence from duty, the Deputy Secretary-General and the Regional Director, shall be accorded, in respect to themselves and their dependants, the privileges, immunities, exemptions and facilities accorded to diplomatic envoys, in accordance with international law and practice.

Article 29

Officials who are nationals of the Republic of Paraguay shall also:

(a) Enjoy exemption from monetary and currency exchange restrictions whenever they must carry out official duties abroad;

(b) Be exempt from any obligation to provide services in the national Government or on the latter's request; nevertheless, such exemption shall be confined to officials whose names have, by reason of their duties, been placed upon a list compiled by the Secretary-General and approved by the Government. Should other officials be called up for national service, the Government shall, at the request of the Organization, grant such temporary deferments in the call-up of such officials as may be necessary to avoid interruption in the continuation of essential work.

Article 30

Privileges and immunities are granted to officials in the interest of the Organization only and not for the personal benefit of the individuals themselves. The Organization shall have the right and the duty to waive the immunity of any official in any case where, in its opinion, the immunity would impede the course of justice, and can be waived without prejudice to the interests of the Organization.

Article 31

The Organization shall co-operate at all times with the appropriate authorities of the Republic of Paraguay to facilitate the proper administration of justice, secure the observance of police regulations and prevent the occurrence of any abuses in connection with the privileges, immunities and facilities mentioned in articles 26 through 29 of the present Agreement.

ABUSES OF PRIVILEGE

Article 32

If the Government considers that there has been an abuse of a privilege or immunity conferred by the present Agreement, consultations shall be held between the Government and the Organization to determine whether such abuse has occurred and, if so, to attempt to ensure that no repetition occurs. If such consultations fail to achieve a result satisfactory to the Government and the Organization, the question whether an abuse of a privilege or immunity has occurred shall be submitted to a Board of Arbitrators, in accordance with article 47. If the Board of Arbitrators finds that such an abuse has occurred, the Government shall have the right, after notification to the Organization, to withhold from the Organization the benefits of the privilege or immunity so abused.

Article 33

Representatives of Members at meetings convened by the Organization in relation to the activities of its Regional Office, while exercising their functions and during their journeys to and from the place

of meeting, and officials within the meaning of article 25, shall not be required by the territorial authorities to leave the Republic of Paraguay on account of any activities by them in their official capacity. In the case, however, of abuse of privileges of residence committed by any such person in activities in the Republic of Paraguay outside his official functions, he may be required to leave by the Government provided that:

(a) Representatives of Members, or persons who are entitled to diplomatic immunity under article 28, shall not be required to leave the Republic of Paraguay otherwise than in accordance with the diplomatic procedure applicable to diplomatic envoys accredited to the Republic of Paraguay;

(b) In the case of an official to whom article 28 is not applicable, no order to leave the country shall be issued other than with the approval of the Foreign Minister of the Republic of Paraguay, which shall be simultaneously communicated to the Secretary-General; and, if expulsion proceedings are taken against an official, the Secretary-General shall have the right to appear in such proceedings on behalf of the person against whom they are instituted.

TRAVEL

Article 34

Subject to the provisions of article 39, the Government shall take all necessary measures to facilitate the entry into, residence in, and departure from the Republic of Paraguay and access to the premises of the Regional Office of all persons called upon to act in an official capacity for the Organization, namely:

- (i) The representatives of Members,
- (ii) The officials,
- (iii) All other persons, regardless of nationality, summoned or invited by the Organization.

Police regulations intended to restrict the entry of foreigners into the Republic of Paraguay or to regulate the conditions of their residence shall not apply to persons covered by the present article. The persons referred to in this article shall not be exempt from observing the regulations in matters related to quarantine and public health. The provisions of the present article shall apply to the dependants of the person concerned if they live with him and do not exercise any independent profession or occupation.

Article 35

The Government shall recognize and accept as valid travel documents the United Nations laissez-passer issued to the officials of the Organization, as well as the family certificate of the United Nations issued to their dependants, both in accordance with the administrative provisions agreed upon between the Secretary-General of the Organization and the Secretary-General of the United Nations.

Article 36

Applications for visas, where required, from officials of the Organization holding United Nations laissez-passer, when accompanied by a certificate that they are travelling on the business of the Organization, shall be dealt with as speedily as possible. In addition, such persons shall be granted facilities for speedy travel.

Article 37

Similar facilities to those specified in article 36 shall be accorded to experts and other persons who, though not the holders of United Nations laissez-passer, have a certificate that they are travelling at the request of the Organization.

Article 38

The Secretary-General, the Deputy Secretary-General, heads of departments and other officials of a rank not lower than head of department of the Organization and, in particular, the Regional

Director, travelling on United Nations laissez-passer at the request of the Organization, shall be granted the same facilities for travel as are accorded to officials of comparable rank in diplomatic missions.

7. INTERNATIONAL MARITIME ORGANIZATION

Agreement between the Government of Sweden and the International Maritime Organization regarding the World Maritime University.⁴⁶ Signed at London on 9 February 1983

...

PART I

DEFINITIONS AND INTERPRETATION

...

Article 2

...

2. To the extent that they deal with the same subject-matter, this Agreement and the Convention⁴⁷ or any treaty conferring immunities and privileges upon the Organization shall be complementary.

PART II

PREMISES AND PROPERTY OF THE UNIVERSITY

Article 3

1. For the purpose of article III of the Convention, but not as a condition of its application, the location of the premises and the archives of the University shall be made known to the appropriate authorities by the Secretary-General or the Rector who shall also inform the appropriate authorities of any change in the location or extent of such premises or archives and of any temporary occupation by the University of premises for the fulfilment of its official functions. Where premises are temporarily used or occupied by the University for the fulfilment of its official functions, these premises shall, with the agreement of the appropriate authorities, be accorded the status of premises of the University.

2. The inviolability conferred by article III, section 6, of the Convention extends to all archives, correspondence, documents, manuscripts, photographs, films and recordings belonging to or held by the University and to all information contained therein.

3. The immunity conferred by article III, section 5, of the Convention extends to the means of transport of the University. Means of transport which the University hires or borrows shall be immune from search, requisition, confiscation or expropriation. However, the immunity conferred by article III, section 5, of the Convention does not extend to administrative or police action which may be temporarily necessary in connection with the prevention and investigation of accidents involving a motor vehicle belonging to, or operated on behalf of, the University, nor in case of damage caused by a motor vehicle belonging to, or operated on behalf of, the University. The University shall identify as such, means of transport being used for official purposes.

4. The Government shall do their utmost to ensure that the premises of the University shall be supplied with necessary public services, including electricity, water, sewerage, gas, post, telephone, telegraph, drainage, collection of refuse and fire protection and that such public services shall be supplied on reasonable terms. In case of any interruption or threatened interruption to any such

services, the Government shall consider the needs of the University as being of equal importance with those of diplomatic missions and shall accordingly take all reasonable steps to ensure that the University is not prejudiced.

Article 4

The University shall be entitled to display its flag and emblem, or the flag and emblem of the Organization, on the premises and means of transport of the University.

Article 5

The Government are under a special duty to take all reasonable steps to protect the premises of the University against any intrusion or damage and to prevent any disturbance of the peace of the University or impairment of its dignity.

Article 6

1. The premises of the University shall be under the control and authority of the Board which may establish any regulations necessary for the execution therein of the functions of the University.

2. Except as otherwise provided in this Agreement, or in the Convention, the law of Sweden shall apply within the premises of the University, provided that the Organization or the University may establish any regulations necessary for the execution of the functions of the University including rules of international administrative law and the terms of contracts of employment governed by that law. These regulations shall be operative within the premises of the University and no law of Sweden which is inconsistent therewith shall be enforceable within those premises. Any dispute between the Organization and the Government as to whether a regulation of the former is authorized by this paragraph or as to whether a law of Sweden is inconsistent with any regulation authorized by this paragraph shall be promptly settled as provided in article 19 of this Agreement.

3. No official of the Government or person exercising any public authority, whether administrative, judicial, military or police, shall enter the premises of the University except with the express consent of and under conditions approved by the Secretary-General or the Rector. No service of execution of any legal process whatsoever, irrespective of whether the Organization is named as defendant, or any ancillary act such as the seizure of private property, shall take place within the premises of the University except with the express consent of and under conditions approved by the Secretary-General.

4. Notwithstanding the applicable terms of this Agreement, the University shall not permit its premises to become a refuge from justice for persons who are avoiding arrest or service of legal process or against whom an order of extradition or deportation has been issued by the appropriate authorities.

5. Nothing in this Agreement shall prevent the reasonable application by the appropriate authorities of measures for the protection of premises against fire.

PART III

ACCESS AND COMMUNICATIONS

Article 7

1. The appropriate authorities shall impose no impediment to the transit to and from the premises of the University of persons having official business at those premises.

2. The Government undertake to authorize the entry into Sweden without charge for visas of the following persons for the terms of their business with the University:

(a) Members of the Board;

(b) Officials designated by Member States to represent them on any official business of the University;

- (c) Officials of the University;
- (d) Experts within the meaning of article 1 (o) of this Agreement;
- (e) Officials of the Organization or of the United Nations and its organs, the specialized agencies and the International Atomic Energy Agency who are on official business of the University;
- (f) Members of the families of the above-mentioned persons forming part of their respective households;
- (g) Persons admitted to the University to undertake courses of instruction or to participate in activities or events organized by the University in accordance with its Charter and related Regulations and Rules; and
- (h) Persons invited to the University by the Secretary-General or by the Rector.

3. The provisions of the preceding paragraphs shall be applicable irrespective of the relations existing between the Government of the persons referred to and the Government of Sweden and are without prejudice to any special immunities to which such persons may be entitled. They shall not prevent the requirement of reasonable evidence to establish that persons claiming the aforementioned rights come within the classes described, nor the reasonable application of international quarantine and public health regulations.

4. The Secretary-General or the Rector shall as far as possible inform the Government, in advance of their arrival in Sweden, of the names of persons within the categories set out in paragraph 2 of this article to assist the Government to implement the provisions of this article as well as article 16 of this Agreement.

Article 8

1. The Government shall permit and protect unrestricted communication on the part of the University for all official purposes. The University may employ all appropriate means of communication, including couriers and messages in code or cypher. However, the University may install and use a wireless transmitter only with the consent of the appropriate authorities. Subject to these qualifications the University may employ the United Nations telecommunication network in accordance with limitations prescribed by the International Telecommunication Convention.

2. The University shall enjoy the treatment provided in article IV, section 11, of the Convention in respect of its official communications to the extent that such treatment is compatible with any other international conventions, regulations and arrangements to which the Government are a party.

3. Sealed bags containing documents or articles intended for official use and bearing external marks of their character shall in particular be accorded the immunity of article III of the Convention and shall not be detained.

4. A courier shall be provided with an official document indicating his status and the number of packages constituting the sealed bag. The appropriate authorities shall assist him in the performance of his functions, in which he shall enjoy personal inviolability and shall not be liable to any form of arrest or detention.

5. A sealed bag may be entrusted to the captain of a commercial aircraft scheduled to land at an authorized port of entry. He shall be provided with an official document indicating the number of packages constituting the bag, but he shall not be considered to be a courier. The University may send an official who shall be considered to be a courier to take possession of the bag directly from the captain of the aircraft.

PART IV

MEMBERS OF THE BOARD, OFFICIALS OF THE UNIVERSITY AND EXPERTS

Article 9

Members of the Board at meetings convened by the University shall, while exercising their functions and during their journeys to and from the place of meeting, enjoy the privileges and immunities specified in article V of the Convention with respect to representatives of members, subject to the terms specified in that article and in article VII, section 25, of the Convention.

Article 10

Article VI of the Convention does not extend immunity from jurisdiction to the Rector or the Vice Rector, if they are citizens of Sweden, or other officials of the University in case of a motor traffic offence committed by any of them, nor in case of damage caused by a motor vehicle belonging to or driven by any of them.

Article 11

Experts within the meaning of article 1 (o) of this Agreement shall be considered as experts defined in paragraph 2 of annex XII to the Convention. However, they shall not enjoy immunity from jurisdiction in case of a motor traffic offence committed by any of them, nor in case of damage caused by a motor vehicle belonging to or driven by any of them.

PART V

FINANCIAL

Article 12

1. Without prejudice to the exemptions accorded by article III, sections 9 and 10, of the Convention and without any limitation of these exemptions, the Organization shall, in respect of the University, be exempt from:

- (a) Tax on income (*statlig inkomstskatt* and *kommunal inkomstskatt*);
- (b) Value-added tax and other indirect taxes on articles purchased or services rendered for the official use of the University, to the extent accorded under the law of Sweden to foreign diplomatic missions in Sweden;
- (c) Social security contributions.

2. The exemption conferred by article III, section 9 (b), of the Convention extends to customs duties and any taxes or charges imposed upon or by reason of importation and the procedures in connection therewith excepting charges for storage, cartage and similar services. At the request of the appropriate authorities the University shall provide written certification that any particular import or export is for its official use.

3. In the event of the introduction of taxes other than those referred to in this article, the Organization and the Government shall determine the applicability of the Convention to such taxes.

Article 13

1. The Rector and other officials of the University shall be exempt from income tax (*statlig inkomstskatt* and *kommunal inkomstskatt*) on their emoluments.

2. The Rector and other officials of the University and members of their families forming part of their respective households, provided that they are not citizens of Sweden, shall be exempt from customs duties and any taxes or charges (excepting charges for storage, cartage and similar services) imposed upon or by reason of the importation of articles (including one motor car each) in their ownership or possession or already ordered by them and intended for their personal use or for their establishment at the time of first taking up their post in Sweden. Such articles shall normally be imported within a reasonable period of first entry of such persons into Sweden.

Article 14

1. Officials of the University and members of their families forming part of their respective households shall be covered by appropriate social security arrangements made by the Organization and shall be exempt from any social security scheme established by the law of Sweden.

2. However, members of the family of an official shall be entitled to Swedish social security benefits, other than children's allowances, if such family members were resident in Sweden immediately prior to the employment of the official by the University.

3. The provisions of paragraph 1 of this article shall not apply to social security contributions and benefits related to income from gainful occupation in Sweden outside the University.

Article 15

1. In implementation of the financial provisions of article III, section 7, of the Convention to the University, the Organization shall be treated as non-resident for the purposes of exchange control and may accordingly hold funds in the form of gold or in any currency and in any country. Any of the gold or currency or bank balances held in Sweden by the Organization for the University may be freely transferred within Sweden or to any other country. The Organization shall not require exchange control consent to use funds for the purposes of investment for the University either in Sweden or elsewhere.

2. In accordance with article V, section 13 (e), of the Convention a Member of the Board shall be entitled to the treatment in matters of exchange control which is accorded to a diplomatic agent in Sweden of the State of which he is a national. Where diplomatic relations with such a State do not exist or have been broken off, the treatment shall be no less than that accorded to a diplomatic agent of any third State.

3. In accordance with article VI, section 19 (d), of the Convention, an official of the University shall be permitted by the appropriate authorities to receive and hold his emoluments in an account denominated in any currency and shall in addition be accorded the treatment in matters of exchange control which is accorded to a diplomatic agent in Sweden of the State of which he is a national. Where diplomatic relations with such a State do not exist or have been broken off, the treatment shall be no less than that accorded to a diplomatic agent of any third State.

4. The Government shall not levy estate duty on or in respect of movable property of officials of the University and members of their families forming part of their households, provided that in either case they were not citizens of Sweden at the time of death and provided that the presence of the property in Sweden was due solely to the presence of the deceased as an official of the University or as a member of the family of an official of the University. The Government shall impose no impediment to the repatriation of the movable property of a deceased official of the University or member of his family with the exception of property whose export was prohibited at the time of death.

...

8. INTERNATIONAL ATOMIC ENERGY AGENCY

(a) Agreement on the Privileges and Immunities of the International Atomic Energy Agency.¹⁴ Approved by the Board of Governors of the Agency on 1 July 1959.

The following Member States accepted the Agreement on the dates indicated below:

<i>State</i>	<i>Date of deposit of instrument of acceptance</i>
Colombia	1 July 1983
Cyprus	27 July 1983
Mexico	19 October 1983 ⁴⁸

This brought to 54 the number of States 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.

(1) Article 10 of the Agreement between the Republic of the Ivory Coast and the International Atomic Energy Agency for the application of safeguards in connection with the Treaty on the Non-Proliferation of Nuclear Weapons; entry into force 8 September 1983.

(2) Section 23 of the Agreement between the Government of the Republic of Cuba and the International Atomic Energy Agency for the application of safeguards in connection with the supply of a zero-power nuclear reactor from the Hungarian People's Republic; entry into force 7 October 1983.

(3) Article 10 of the Agreement between the Government of Papua New Guinea and the International Atomic Energy Agency for the application of safeguards in connection with the Treaty on the Non-Proliferation of Nuclear Weapons; entry into force 13 October 1983.

(c) Provisions affecting the privileges and immunities of the International Atomic Energy Agency in Austria:

The Austrian Federal Ministry of Foreign Affairs by a note verbale dated 17 January 1983 gave notice of an increase of the annual limit of value added tax reimbursement from AS 10,000.- to AS 20,000.- effective 1 January 1983.

NOTES

¹ United Nations, *Treaty Series*, vol. 1, p. 15.

² 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.

³ For the list of those States, see *Multilateral Treaties Deposited with the Secretary-General* (United Nations publication, Sales No. E.88.V.3).

⁴ Came into force on the date of signature.

⁵ United Nations, *Treaty Series*, vol. 1145, (forthcoming).

⁶ Came into force on 22 February 1983.

⁷ United Nations, *Treaty Series*, vol. 33, p. 261.

⁸ Came into force on the date of signature.

⁹ Came into force on the date of signature.

¹⁰ Came into force on the date of signature.

¹¹ Came into force on the date of signature.

¹² Came into force on the date of signature.

¹³ Came into force on the date of signature.

¹⁴ United Nations, *Treaty Series*, vol. 374, p. 147.

¹⁵ Came into force on 5 July 1983.

¹⁶ Came into force on the date of signature.

¹⁷ Came into force provisionally on the date of signature.

¹⁸ Came into force on 15 June 1983.

¹⁹ Translation prepared by the Secretariat of the United Nations on the basis of a Russian text of the original.

²⁰ Came into force on 11 August 1983.

²¹ Came into force on 24 August 1983.

²² Came into force on the date of signature.

²³ Came into force on 8 December 1983.

²⁴ Came into force on the date of signature, with retroactive effect from 1 January 1983.

²⁵ Translation prepared by the Secretariat of the United Nations on the basis of a French text of the original.

²⁶ UNICEF, *Field Manual*, vol. II, part IV-2, appendix A (1 October 1964).

²⁷ Came into force on the date of signature.

²⁸ Document UNDP/ADM/LEG.34 of 6 March 1973.

²⁹ Came into force on the date of signature.

³⁰ Came into force on the date of signature.

³¹ Came into force on the date of signature.

³² Came into force on 5 January 1983.

³³ Came into force on the date of signature.

³⁴ Came into force on 14 October 1983.

³⁵ United Nations, *Treaty Series*, vol. 33, p. 261.

³⁶ 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.

³⁷ For the list of those States, see *Multilateral Treaties Deposited with the Secretary-General* (United Nations publication, Sales No. E.88.V.3).

³⁸ Reproduced in *Juridical Yearbook*, 1972, pp. 32 and 33.

³⁹ Certain departures from, or amendments to, the standard text were introduced at the request of the host Government.

⁴⁰ Reproduced in *Juridical Yearbook*, 1972, p. 33.

⁴¹ *Ibid.*

⁴² United Nations, *Treaty Series*, vol. 500, p. 95.

⁴³ Came into force on the date of signature.

⁴⁴ Reproduced in *Juridical Yearbook*, 1968, p. 56.

⁴⁵ Came into force on 11 May 1983.

⁴⁶ Came into force on 1 May 1983.

⁴⁷ "The Convention" means the Convention on the Privileges and Immunities of the Specialized Agencies of the United Nations adopted by the General Assembly of the United Nations on 21 November 1947, including its annex XII.

⁴⁸ With the following reservations:

1. In acceding to the Agreement on the Privileges and Immunities of the Agency, which was adopted on 1 July 1959, the Mexican Government declares that the capacity to acquire and dispose of immovable property, mentioned in article II, section 2, of the Agreement, shall be subject to applicable national legislation.

2. Agency officials and experts of Mexican nationality, in the exercise of their functions in Mexican territory, shall enjoy only those privileges which are conferred, as appropriate, by subparagraphs (i), (iii), (v) and (vi) of section 18 and paragraphs (a), (b), (c), (d) and (f) of section 23, on the understanding that the inviolability mentioned in subparagraph (c) of section 23 shall be granted only for official papers and documents.

3. The provisions relating to the holding of funds, gold or currency of any kind and of accounts in any currency and to the transfer and convertibility of such currency in Mexican territory shall be subject to the relevant legal provisions in force.