

No. 29866

**DENMARK
and
SUDAN**

**Agreement on cooperation regarding personnel and training
assistance. Signed at Khartoum on 31 July 1983**

Authentic text: English.

Registered by Denmark on 26 March 1993.

**DANEMARK
et
SOUDAN**

**Accord d'assistance en matière de personnel et de formation.
Signé à Khartoum le 31 juillet 1983**

Texte authentique : anglais.

Enregistré par le Danemark le 26 mars 1993.

AGREEMENT¹ ON CO-OPERATION BETWEEN THE GOVERNMENT OF THE KINGDOM OF DENMARK (DANIDA) AND THE DEMOCRATIC REPUBLIC OF THE SUDAN REGARDING PERSONNEL AND TRAINING ASSISTANCE

Preamble

The Government of the Kingdom of Denmark and the Government of the Democratic Republic of the Sudan, desirous of strengthening the legal and institutional framework of their co-operation regarding personnel and training assistance have made the following Agreement.

Article I

Undertakings by the Contracting Parties

The Government of Denmark will make available to the Government of the Democratic Republic of the Sudan such personnel and training opportunities as shall in each case be determined by the two Parties. The Government of the Sudan will ensure the effective utilization of the said personnel and training opportunities.

Article II

Status and Utilization of Personnel

1. Personnel serving under this Agreement are advisory officers recruited through the Danish International Development Agency (hereinafter referred to as DANIDA) to serve in an advisory capacity either on short-term or long-term assignments and whose salaries are paid in full by the Danish Government.

¹ Came into force on 5 July 1987, the date on which the Parties certified each other the completion of the constitutional requirements, in accordance with article IX.

2. The Competent Authorities of the Sudan will in each case provide DANIDA with a complete job description for the officer wanted defining the duties of the post as well as the essential and desirable qualifications of the candidate.

3. DANIDA will provide the Competent Authorities of the Sudan with all information necessary for the appraisal of the candidate such as training and previous professional experience.

4. The Competent Authorities of the Sudan and DANIDA will jointly decide in which cases counterparts shall be assigned by the Government of the Sudan to personnel made available by the Danish Government within the framework of this Agreement or other measures to be devised in order to achieve the desired objectives.

5. In carrying out his assignment every officer will be subject to the instruction and such laws of the Government of the Sudan as are not inconsistent with the provisions of this Agreement.

6. Officers shall be immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity.

7. a) Except in cases of wilful misconduct or gross negligence the Government of the Sudan shall bear all risks and claims resulting from, occurring in the course of, or otherwise connected with any operation covered by this Agreement. Without restricting the generality of the preceding sentence the Government of the Sudan shall indemnify and hold harmless the Danish Government and the officers made available by the Danish Government against

any and all liability, suits, actions, demands, damages, costs or fees on account of death or injury to persons or property or any other losses resulting from or connected with any act or omission performed in the course of operations covered by this Agreement.

- b) The Government of the Sudan shall ensure that all officers and their families shall enjoy the full protection of the law. In the event of detention for any reason of an officer made available by the Danish Government (or spouses or dependants of such officers) or of criminal proceedings being instituted against them the Royal Danish Embassy in Khartoum shall be notified immediately.

8. The Government of the Sudan shall have the right to request the recall of any officer whose work or conduct is unsatisfactory; before exercising such right the Government of the Sudan undertakes to consult with the Government of Denmark.

The Government of Denmark shall have the right to recall any officer at any time.

9. If agreed upon between DANIDA and the Competent Authorities of the Sudan an officer may be transferred from one post to another during the period of assignment.

10. The Government of the Sudan shall permit the officers to take such leave during their assignment as shall be agreed upon and specified in the notes or letters to the assignment.