

No. 30321

**UNITED NATIONS
and
ERITREA**

**Agreement relating to the establishment in Eritrea of a
United Nations Integrated Office (with exchange of let-
ters dated 13 August and 30 September 1993). Signed at
New York on 30 September 1993**

Authentic text: English.

Registered ex officio on 30 September 1993.

**ORGANISATION DES NATIONS UNIES
et
ÉRYTHRÉE**

**Accord relatif à l'établissement d'un bureau intégré des
Nations Unies en Érythrée (avec échange de lettres en
date des 13 août et 30 septembre 1993). Signé à New York
le 30 septembre 1993**

Texte authentique : anglais.

Enregistré d'office le 30 septembre 1993.

AGREEMENT¹ BETWEEN THE UNITED NATIONS AND THE GOVERNMENT OF ERITREA RELATING TO THE ESTABLISHMENT IN ERITREA OF A UNITED NATIONS INTEGRATED OFFICE

Whereas the Government of Eritrea expresses its interest that the United Nations establishes an integrated Office in Eritrea with a view to supporting and supplementing the national efforts in solving the most important problems of economic development and promoting social progress and better standard of life;

Whereas the Government of Eritrea agrees to ensure the availability of all the necessary facilities to enable the United Nations integrated Office to perform fully and effectively its functions, including its scheduled programmes of work and any related activities, and to fulfill its purposes in co-operation and harmony with the Government and people of Eritrea;

Whereas the Government of Eritrea agrees to apply to the United Nations integrated Office, the United Nations Agencies, Programmes and Funds forming part of the Office and to the officials of the United Nations, including those of the said Agencies, Programmes and Funds, the relevant provisions of the Convention on the Privileges and Immunities of the United Nations;²

Whereas the Parties wish to conclude an Agreement with a view to regulating questions arising from the establishment in Eritrea of the United Nations Office, as an Integrated Office of the United Nations and the United Nations Agencies, Programmes and Funds;

NOW, THEREFORE, the Parties hereto, in a spirit of friendly co-operation, have agreed, as follows:

Article I
Definitions

For the purpose of the present Agreement, the following definitions shall apply:

- (a) "United Nations integrated Office" or "Office" means the United Nations Integrated Office, an organizational unit through which the United Nations

¹ Came into force on 30 September 1993 by signature, in accordance with article XXI.

² United Nations, *Treaty Series*, vol. 1, p. 15, and vol. 90, p. 327 (corrigendum to vol. 1, p. 18).

provides assistance and co-operation in programmes in the country. This term includes any field sub-offices established in the country by the United Nations including its Agencies, Programmes and Funds;

(b) "The Government" means the Government of Eritrea;

(c) "The United Nations" means the United Nations, an international intergovernmental Organization established under the Charter of the United Nations and includes the various Agencies, Programmes and Funds of the United Nations, inter alia, UNDP, UNICEF, UNHCR, UNEP, UNFPA, WFP, UNDCP;

(d) "The appropriate authorities" means central, local and other competent authorities under the law of Eritrea;

(e) "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;

(f) "Parties" means the United Nations and the Government of Eritrea;

(g) "Head of the Office" means the official in charge of the United Nations integrated Office;

(h) "Officials of the United Nations" means the Head of the United Nations integrated Office, the Representatives of the United Nations Agencies, Programmes and Funds, all members of their staff and any other staff members of the United Nations system, irrespective of nationality, employed under the Staff Regulations and Rules of the United Nations, with the exception of persons who are recruited locally and assigned to hourly rates, as provided for in United Nations General Assembly resolution 76(1) of 7 December 1946;¹

(i) "Experts on mission" means individuals, other than officials of the United Nations or persons performing services on behalf of the United Nations, undertaking missions, coming within the scope of Articles VI and VII of the Convention;

(j) "Persons performing services on behalf of the United Nations" means individual contractors, other than officials of the United Nations, to execute or assist in the carrying out of its programmes or other related activities;

¹ United Nations, *Official Records of the General Assembly, First Session, Second Part (A/64/Add.1)*, p. 139.

(k) "UNDP" means the United Nations Development Programme established pursuant to United Nations General Assembly resolutions 2029 (XX) of 22 November 1965¹ and 2688 (XXV) of 11 December 1970;²

(l) "UNICEF" means the United Nations Children's Fund established pursuant to United Nations General Assembly resolution 57 (1) of 11 December 1946;³

(m) "UNHCR" means the United Nations High Commissioner for Refugees established pursuant to United Nations General Assembly resolutions 319 (IV) of 3 December 1949⁴ and 428 (V) of 14 December 1950;⁵

(n) "UNEP" means the United Nations Environment Programme established pursuant to United Nations General Assembly resolution 2997 (XXVII) of 15 December 1972;⁶

(o) "UNFPA" means the United Nations Population Fund established pursuant to⁷ United Nations General Assembly resolutions 2211 (XXI) of 17 December 1966,⁸ 2815 (XXVI) of 14 December 1971, 3019 (XXVII) of 18 December 1972,⁹ and 34/104 of 14 December 1979,¹⁰ and ECOSOC Resolution 1763 (LIV) of 18 May 1973;¹¹

(p) "WFP" means the World Food Programme established pursuant to United Nations General Assembly resolution 1714 (XVI) of 19 December 1961¹² and FAO Conference resolution 1/61 of 24 November 1961;¹³

(q) "UNDCP" means the United Nations Drug Control Programme established pursuant to United Nations General Assembly resolution 45/179 of 21 December 1990;¹⁴

¹ United Nations, *Official Records of the General Assembly, Twentieth Session, Supplement No. 14 (A/6014)*, p. 20.

² *Ibid.*, *Twenty-fifth Session, Supplement No. 28 (A/8028)*, p. 58.

³ *Ibid.*, *First Session, Second Part (A/64/Add.1)*, p. 90.

⁴ *Ibid.*, *Fourth Session (A/1251)*, p. 36.

⁵ *Ibid.*, *Fifth Session, Supplement No. 20 (A/1775)*, p. 46.

⁶ *Ibid.*, *Twenty-seventh Session, Supplement No. 30 (A/8730)*, p. 43.

⁷ *Ibid.*, *Twenty-first Session, Supplement No. 16 (A/6316)*, p. 41.

⁸ *Ibid.*, *Twenty-sixth Session, Supplement No. 29 (A/8429)*, p. 61.

⁹ *Ibid.*, *Twenty-seventh Session, Supplement No. 30 (A/8730)*, p. 51.

¹⁰ *Ibid.*, *Thirty-fourth Session, Supplement No. 46 (A/34/46)*, p. 99.

¹¹ United Nations, *Official Records of the Economic and Social Council, Fifty-fourth Session, Supplement No. 1*, p. 16, 8-10 January and 17 April-18 May 1973, E/5367.

¹² United Nations, *Official Records of the General Assembly, Sixteenth Session, Supplement No. 17 (A/5100)*, p. 20.

¹³ Food and Agriculture Organization of the United Nations, *Resolutions adopted by the FAO, 11th Session*, p. 1.

¹⁴ United Nations, *Official Records of the General Assembly, Forty-fifth Session, Supplement No. 49 (A/45/49)*, p. 292.

- (r) "Office premises" means all the premises occupied by the Office or field sub-offices, including installations and facilities made available to or occupied, maintained or used by the United Nations in Eritrea and notified as such to the Government;
- (s) "Organization" means the United Nations;
- (t) "country" means Eritrea.

Article II

Purpose and Scope of Activities

The Office shall:

- (a) Co-operate with the Government in programmes of assistance aimed at promoting economic development and social progress, and providing humanitarian assistance, through inter alia carrying out economic and social studies and research, technical co-operation, the training of personnel and dissemination of information;
- (b) Co-ordinate the work in the country of the United Nations and the United Nations Agencies, Programmes and Funds, in accordance with the relevant resolutions, decisions, regulations, rules, mandates and policies of the United Nations including its Agencies, Programmes and Funds;
- (c) Carry out such other activities as may be entrusted to the Office by the Secretary-General of the United Nations.

Article III

Juridical Personality and Legal Capacity

The United Nations, and its Agencies, Programmes and Funds shall have the capacity:

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