

**No. 47743**

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**United Nations  
and  
Uganda**

**Memorandum of Understanding between the United Nations and the Republic of Uganda concerning the use of facilities at Entebbe by the United Nations (with attachment). New York, 20 July 2010**

**Entry into force:** *20 July 2010 by signature, in accordance with article XXIX*

**Authentic text:** *English*

**Registration with the Secretariat of the United Nations:** *ex officio, 3 September 2010*

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**Organisation des Nations Unies  
et  
Ouganda**

**Mémorandum d'accord entre l'Organisation des Nations Unies et la République de l'Ouganda concernant l'utilisation des installations à Entebbe par les Nations Unies (avec pièce jointe). New York, 20 juillet 2010**

**Entrée en vigueur :** *20 juillet 2010 par signature, conformément à l'article XXIX*

**Texte authentique :** *anglais*

**Enregistrement auprès du Secrétariat des Nations Unies :** *d'office, 3 septembre 2010*

[ ENGLISH TEXT – TEXTE ANGLAIS ]

**MEMORANDUM OF UNDERSTANDING  
BETWEEN THE  
UNITED NATIONS AND THE REPUBLIC OF UGANDA  
CONCERNING THE USE OF FACILITIES AT ENTEBBE BY THE  
UNITED NATIONS**

**WHEREAS** on 8 August 2003, the United Nations and the Government of the Republic of Uganda (hereinafter “the Government”) concluded the “Memorandum of Understanding between the United Nations and the Government of the Republic of Uganda concerning the activities of the United Nations Organization Mission in the Democratic Republic of the Congo in Uganda” (hereinafter the “MONUC MOU”);

**WHEREAS** on 27 January 2006, the United Nations and the Government of the Republic of Uganda concluded the “Memorandum of Understanding between the United Nations and the Government of the Republic of Uganda concerning the activities of the United Nations Mission in Sudan in the Republic of Uganda” (hereinafter the “UNMIS MOU”);

**WHEREAS** pursuant to its Article VII, entitled “Final Provisions”, the MONUC MOU may be modified by written agreement between the United Nations and the Government, and shall remain in force for the duration of MONUC’s mandate and for such a period thereafter as is necessary for all matters relating to any of the provisions to be settled;

**WHEREAS** pursuant to its Article VII, entitled “Final Provisions”, the UNMIS MOU may be modified by written agreement between the United Nations and the Government, and shall remain in force until the departure of the final element of UNMIS from Sudan, save for its Article I, paragraph 2, which shall remain in force, and its Article V which shall remain in force until any and all claims falling within the scope of that Article have been settled;

**WHEREAS** pursuant to Article II of the MOU, the Government has provided to the United Nations certain areas and sites for premises in Entebbe, which have been used as a logistics hub in support and peacekeeping operations in the region;

**WHEREAS** in operative paragraph 14 of its resolution 62/256 dated 22 July 2008, on the Financing of the United Nations Organization Mission in the Democratic Republic of the Congo, the General Assembly of the United Nations “Notes that there has been cooperation among the missions to explore new

avenues for achieving greater synergies in the use of the resources of the Organization, including the concept of a regional support base in Entebbe for the United Nations Organization Mission in the Democratic Republic of the Congo, the United Nations Integrated Office in Burundi and the United Nations Mission in the Sudan, bearing in mind that individual missions are responsible for the preparation and implementation of their own budgets and for controlling their assets and logistical operations;

**WHEREAS** in its resolutions 63/273 B dated 23 July 2009, 63/289 dated 4 August 2009, and 63/291 also dated 4 August 2009, related to the financing of the United Nations Mission in Sudan, the United Nations Mission in Cote d'Ivoire and the United Nations Organization Mission in the Democratic Republic of Congo respectively, the General Assembly "*Acknowledges with appreciation* that the use of the logistics hub at Entebbe, Uganda, has been cost-effective and has resulted in savings for the United Nations, and welcomes the expansion of the logistics hub to provide logistical support to peacekeeping operations in the region and to contribute further to their enhanced efficiency and responsiveness, taking into account the ongoing efforts in this regard";

**WHEREAS** the United Nations and the Government of the Republic of Uganda wish to enhance their cooperation and to consolidate the expansion of the United Nations logistics hub at Entebbe, and to that end, the Government wishes to provide additional areas and sites for premises as described below;

**NOW, THEREFORE**, the United Nations and the Government of Uganda hereby agree as follows:

#### **Article I** **Definitions**

For the purposes of this Agreement, the following definitions shall apply:

- (a) "Uganda" means the Republic of Uganda;
- (b) "the United Nations" means the international organization established under the Charter of the United Nations signed at San Francisco, United States of America, on 24 October 1945;
- (c) "the 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, to which Uganda is a party;
- (d) "the Secretary-General" means the Secretary-General of the United Nations, or his or her authorized representative;

- (e) “appropriate authorities” means such national or local authorities in Uganda as may be appropriate in the context and in accordance with the laws and customs applicable in Uganda;
- (f) the “Premises” means any land, buildings, structures, and related facilities utilized exclusively by the United Nations in Uganda;
- (g) the “head of premises” means the United Nations official designated to lead the activities conducted in the Premises;
- (h) “contributing State” means a Member State of the United Nations contributing property, funds and assets to the United Nations for its use in peacekeeping MONUC or other peacekeeping operations in the region;
- (i) “officials” are officials of the United Nations within the meaning of Article V of the Convention and as defined in General Assembly resolution 76 (I) dated 7 December 1946;
- (j) “experts on mission” means persons, other than officials, as referred to in Article VI of the Convention;
- (k) “nationally recruited staff” means staff having Ugandan nationality or having permanent residency status in Uganda who are recruited in Uganda to work within the Premises, as well as such small number of nationals of neighbouring countries or having residency in such countries whom the Government of Uganda has authorized to be locally employed;
- (l) “United Nations contractual personnel” refers to individuals who, although not holding an employment contract pursuant to the United Nations Staff Regulations and Rules, have been provided by a third party under contract with the United Nations to perform services for the United Nations within the Premises;
- (m) “members of the family forming part of the household” means (i) the spouses or registered partners of officials or (ii) children of officials who are under 18 years of age, or children under 25 years of age who are in full-time education and economically dependent, or children of any age who are dependent due to disability;
- (n) “United Nations personnel” means officials, experts on mission (who

shall include any military observers, military liaison officers and military staff officers), military contingent personnel and locally employed personnel who are assigned to hourly rates;

- (o) “Agreement” means this Memorandum of Understanding;
- (p) “Parties” means the Republic of Uganda and the United Nations.

## **Article II**

### **Scope and purpose of this Agreement**

1. This Agreement elaborates on and complements the provisions of the aforementioned MONUC MOU and UNMIS MOU, as provided below.
2. The aforementioned MONUC MOU shall apply *mutatis mutandis* to the activities of such other United Nations peace operations in the region as may be agreed upon by the United Nations and the Government. The provisions of the present Agreement shall equally apply to MONUC and to such peace operations.

## **Article III**

### **Application of the Convention**

1. The United Nations, its property, funds and assets, wherever located and by whomsoever held, including equipment and materials leased, chartered or otherwise made available to the United Nations for its peacekeeping and related operations, as well as United Nations personnel shall enjoy the privileges, immunities, exemptions and facilities specified in the present Agreement, as well as those provided for in the Convention and any other applicable agreement.
2. The property, funds and assets of contributing States used in connection with peacekeeping operations in the region shall be deemed to be United Nations property, funds and assets, to which Article II, sections 2 and 7 of the Convention shall accordingly apply.

## **Article IV**

### **Premises**

1. The Government of Uganda shall assist the United Nations in obtaining or retaining for as long as is required such areas and sites for premises or for the construction of premises as may be necessary for the conduct of the operational and administrative activities of the United Nations in Uganda. Without prejudice to the