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**Portugal
and
International Iberian Nanotechnology Laboratory**

Headquarters Agreement between the Portuguese Republic and the International Iberian Nanotechnology Laboratory. Braga, 19 January 2008

Entry into force: *9 January 2009 by notification, in accordance with article 23*

Authentic texts: *English and Portuguese*

Registration with the Secretariat of the United Nations: *Portugal, 21 January 2011*

**Portugal
et
Laboratoire ibérique international de nanotechnologie**

Accord de siège entre la République portugaise et le Laboratoire ibérique international de nanotechnologie. Braga, 19 janvier 2008

Entrée en vigueur : *9 janvier 2009 par notification, conformément à l'article 23*

Textes authentiques : *anglais et portugais*

Enregistrement auprès du Secrétariat des Nations Unies : *Portugal, 21 janvier 2011*

[ENGLISH TEXT – TEXTE ANGLAIS]

**HEADQUARTERS AGREEMENT
BETWEEN THE
PORTUGUESE REPUBLIC
AND THE
INTERNATIONAL IBERIAN NANOTECHNOLOGY LABORATORY**

The Portuguese Republic and the International Iberian Nanotechnology Laboratory, hereinafter referred to as the “Parties”,

Considering that the International Iberian Nanotechnology Laboratory (the “Laboratory”) has its seat in Braga, Portugal;

Bearing in mind the Statute of the International Iberian Nanotechnology Laboratory, adopted in Badajoz, on the 25th of November of 2006, namely its Article 5, paragraph 2 on the conclusion of a headquarters agreement between the Laboratory and the State of seat;

Wishing to establish the status, privileges and immunities of the Laboratory and of the persons connected with it,

Agree on the following:

CHAPTER I

INTRODUCTION

Article 1

Object

The purpose of the present Agreement is to provide the Laboratory with all the necessary conditions for the full, efficient and independent discharge of its objectives, functions and obligations at its headquarters, and to regulate adequately the relation between the Laboratory and the Portuguese Republic as State of seat.

Article 2

Headquarters

The seat of the Laboratory shall be on the land in respect of which the State has been conveyed the use of property, located in Braga, with access through Avenida Mestre José Veiga, and of which the Laboratory has full use and no limitations.

CHAPTER II

IMMUNITIES AND PRIVILEGES OF THE LABORATORY

Article 3

Inviolability of the premises and archives

1. The premises and archives of the Laboratory shall be inviolable.

2. The property and goods of official use of the Laboratory, including archives, wherever located and by whomsoever held, shall be exempt from search, seizure, requisition, confiscation, expropriation and any other form of interference, whether by executive, administrative, judicial or legislative action.
3. The Portuguese authorities shall exercise due diligence and take all appropriate steps to protect the premises of the Laboratory against any intrusion or damage.
4. The Director-General of the Laboratory shall inform the Portuguese Government of the location of the premises and archives of the Laboratory and keep it informed of any changes as well as of any temporary occupation of the premises.
5. Where premises are temporarily used or occupied by the Laboratory for the fulfilment of its official functions these premises shall be accorded the status of premises of the Laboratory.
6. Officials of the Portuguese Government or of public authorities are not allowed to enter the premises of the Laboratory without prior authorisation from the Director-General of the Laboratory and under the terms established by him, except in case of fire or other situation that seriously endangers public safety and requires immediate intervention.
7. Execution of a judicial decision or similar action, such as the seizure of private property in the premises of the Laboratory, is not permitted except

when authorised by the Director-General of the Laboratory and under the terms established by him.

8. The Laboratory shall not allow its premises to be used as a refuge for individuals fleeing justice or for whom an extradition or deportation order has been issued by the competent authorities.

Article 4

Flag and emblem

The Laboratory is entitled to display its flag and emblem at its premises and on vehicles and other means of transportation used for official purposes.

Article 5

Immunity from jurisdiction and from execution

1. Within the scope of its official activities, the Laboratory and its property shall benefit from jurisdictional immunity and immunity from execution, except:
 - a) When the Laboratory expressly waives those immunities;
 - b) When a third party initiates a proceeding which relates to pecuniary compensation for death or injury suffered in an accident caused by a vehicle belonging to the Laboratory or being used by the Laboratory or in case such vehicle is involved in a traffic violation;
 - c) In respect of an enforcement of an arbitral decision rendered in accordance with Articles 21 and 22 of the present Agreement;