

**No. 48252**

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**United Nations (United Nations Population Fund)  
and  
Turkey**

**Agreement between the United Nations Population Fund and the Government of the Republic of Turkey for the establishment of the UNFPA Eastern Europe and Central Asia Regional Office in Istanbul, Turkey. New York, 1 July 2010**

**Entry into force:** *1 January 2011 by notification, in accordance with article XXIV*

**Authentic text:** *English*

**Registration with the Secretariat of the United Nations:** *ex officio, 19 January 2011*

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**Organisation des Nations Unies (Fonds des Nations Unies pour la  
population)  
et  
Turquie**

**Accord entre le Fonds des Nations Unies pour la population et le Gouvernement de la République turque relatif à l'établissement du Bureau régional du FNUAP pour l'Europe orientale et l'Asie centrale à Istanbul, Turquie. New York, 1<sup>er</sup> juillet 2010**

**Entrée en vigueur :** *1<sup>er</sup> janvier 2011 par notification, conformément à l'article XXIV*

**Texte authentique :** *anglais*

**Enregistrement auprès du Secrétariat des Nations Unies :** *d'office, 19 janvier 2011*

[ ENGLISH TEXT – TEXTE ANGLAIS ]

**AGREEMENT**  
**BETWEEN**  
**THE UNITED NATIONS POPULATION FUND**  
**AND THE**  
**GOVERNMENT OF THE REPUBLIC OF TURKEY**  
**FOR THE ESTABLISHMENT OF**  
**THE UNFPA EASTERN EUROPE AND CENTRAL ASIA**  
**REGIONAL OFFICE**  
**IN ISTANBUL, TURKEY**

The United Nations Population Fund (hereinafter referred to as “UNFPA”) and the Government of the Republic of Turkey (hereinafter referred to as “the Government”).

**WHEREAS** the General Assembly of the United Nations established UNFPA pursuant to General Assembly resolution 3019 (XXVII) of 18 December 1972;

**WHEREAS** UNFPA is assisting Governments in the region of Eastern Europe and Central Asia with respect to the formulation, adoption and implementation of their population policies and development strategies in national development plans;

**WHEREAS** the Executive Board of the United Nations Development Programme (“UNDP”) and UNFPA, in its decision 2007/43 of 14 September 2007, approved a new organizational structure for UNFPA, including a Regional Office of UNFPA for Eastern Europe and Central Asia;

**WHEREAS** the Government welcomes the establishment of the UNFPA Eastern Europe and Central Asia Regional Office in the city of Istanbul;

**WHEREAS** the Government agrees to grant the UNFPA Eastern Europe and Central Asia Regional Office all the necessary privileges, immunities, exemptions and facilities to enable the Office to perform its functions; and

**RECALLING** 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 and to which the Government acceded on 22 August 1950, shall apply to the Eastern Europe and Central Asia Regional Office, its premises, funds and assets as well as to its personnel and their official activities in the Republic of Turkey;

The Government and UNFPA have entered into this Agreement in a spirit of friendly cooperation.

## **ARTICLE I**

### ***Definitions***

#### ***Section 1***

In this Agreement, the expressions:

- a) “accredited foreign missions in the Host Country” means diplomatic and consular missions and missions of international organizations based in the Host Country;
- b) “appropriate authorities” means such national or local governmental authorities under the laws and regulations of the Host Country;
- c) “archives of the Office” means all records, correspondence, documents, manuscripts, computer records, still and motion pictures, film and sound recordings, belonging to or held by the Office in furtherance of its functions;
- d) “the Convention” means the Convention on the Privileges and Immunities of the United Nations adopted by the United Nations General Assembly on 13 February 1946;
- e) “the Office” means the UNFPA Eastern Europe and Central Asia Regional Office;
- f) “the Director of the Office” means the head of the Office in the Host Country;
- g) “the Host Country” means Turkey;
- h) “officials of the Office” means all staff members assigned to the Office irrespective of nationality, with the exception of those who are locally recruited and assigned to hourly rates as provided for in United Nations General Assembly resolution 76(I) of 7 December 1946;
- i) “the Parties” means UNFPA and the Government;

- j) “persons performing services for the Office” means service contractors, consultants and persons retained on special services agreements;
- k) “premises of the Office” means the facilities in the Host Country used for conducting functions by the Office;
- l) “property of the Office” means all property, including funds, income and other assets belonging to the Office or held or administered by the Office in furtherance of the functions of the Office;
- m) “the Secretary-General” means the Secretary-General of the United Nations; and
- n) “telecommunications” means any emission, transmission or reception of written or verbal information, images, sound or information of any nature by wire, radio, satellite, optical, fibre or any other electronic or electromagnetic means.

## **ARTICLE II**

### ***Purpose and Scope of the Agreement***

#### ***Section 2***

The seat of the Office shall be established in Istanbul, in the Republic of Turkey to carry out the functions of a Regional Office of UNFPA for Eastern Europe and Central Asia. This Agreement regulates the status of the Office premises, officials, experts on mission and persons performing services for the Office in the Host Country.

#### ***Section 3***

Any building in the Host Country which may be used with the concurrence of the Government for meetings, seminars, training courses, symposiums, workshops and similar activities organized by the Office shall be temporarily included in the seat of the Office. For all such meetings, seminars, training courses, symposiums, workshops and similar activities organized by the Office, the present Agreement shall apply *mutatis mutandis*.

## **ARTICLE III**

### ***Application of the Convention***

#### ***Section 4***

The Convention, as acceded to by the Republic of Turkey, shall be applicable to the Office, its property, funds and assets, and to its officials, experts on missions and persons performing services for the Office in the Host Country.

**ARTICLE IV**  
***Legal Capacity***

***Section 5***

- a) The United Nations, acting through UNFPA, shall have the capacity:
- (i) to contract;
  - (ii) to acquire and dispose of immovable and movable property;
  - (iii) to institute judicial proceedings;
- b) For the purposes of this Article, UNFPA shall be represented by the Director of the Office.

**ARTICLE V**  
***Inviolability of the Office***

***Section 6***

- a) The Office shall be inviolable. The Office, its property and assets, wherever located in the Host Country and by whomsoever held, shall enjoy immunity from every form of legal process, except insofar as in any particular case immunity shall have expressly been waived in accordance with the Convention. No waiver of immunity from legal process shall extend to any measure of execution.
- b) No officer or official of the Host Country or person exercising any public authority within the Host Country, shall enter the Office premises to perform any duties therein except with the consent of, and under conditions approved by the Director of the Office. In case of a fire or other emergency requiring prompt protection action, the consent of the Director of the Office to any necessary entry into the premises shall be presumed if he or she cannot be reached in time.
- c) The premises of the Office can be used, in accordance with Article II, section 3, of this Agreement, for meetings, seminars, exhibitions and other related purposes which are organized by the Office, the United Nations, Specialized Agencies of the United Nations as well as other international, intergovernmental organizations brought into a relationship with the United Nations.
- d) The premises of the Office shall not be used in any manner incompatible with the scope and purpose of the Office, as set forth in Article II, above.

***Section 7***