

No. 50980

**United Nations
and
Ethiopia**

Agreement between the Government of the Federal Democratic Republic of Ethiopia and the United Nations regarding the establishment of the United Nations Office to the African Union. Addis Ababa, 13 June 2013

Entry into force: *13 June 2013 by signature, in accordance with article 17*

Authentic text: *English*

Registration with the Secretariat of the United Nations: *ex officio, 13 June 2013*

**Organisation des Nations Unies
et
Éthiopie**

Accord entre le Gouvernement de la République fédérale démocratique d'Éthiopie et l'Organisation des Nations Unies relatif à la création du Bureau des Nations Unies auprès de l'Union africaine. Addis-Abeba, 13 juin 2013

Entrée en vigueur : *13 juin 2013 par signature, conformément à l'article 17*

Texte authentique : *anglais*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *d'office, 13 juin 2013*

[ENGLISH TEXT – TEXTE ANGLAIS]*

AGREEMENT
BETWEEN
THE GOVERNMENT OF THE FEDERAL DEMOCRATIC REPUBLIC OF
ETHIOPIA

AND
THE UNITED NATIONS
REGARDING THE ESTABLISHMENT OF THE UNITED NATIONS OFFICE TO
THE AFRICAN UNION

The Government of the Federal Democratic Republic of Ethiopia and the United Nations (hereinafter jointly referred to as “the Parties” and separately as “Party”);

Recalling the proposal by the United Nations Secretary-General in his report A/64/762 of 20 April 2010 to integrate the former United Nations Liaison Office, the African Union Peace and Support team, the United Nations Planning Team for the African Union Mission in Somalia and the administrative functions of the Joint Support and Coordination Mechanism of the African Union-United Nations Hybrid Operation in Darfur;

Bearing in Mind the approval of the establishment of UNOAU by the General Assembly of the United Nations in its resolution 64/288 of 24 June 2010;

Desiring to regulate the legal framework within which the United Nations Office to the African Union will carry out its activities in Ethiopia;

* Published as submitted – Publié tel que soumis.

Have agreed as follows:

Article 1

Definitions

In this Agreement, unless the context otherwise requires, the following terms and expressions shall have the meanings as stated hereunder:

- a. “Appropriate Ethiopian Authorities” means such national, local or other authorities in the Federal Democratic Republic of Ethiopia as may be appropriate in accordance with its laws;
- b. “Convention” means the Convention on the Privileges and Immunities of the United Nations as adopted by the General Assembly of the United Nations of 13 February 1946 and acceded by the Federal Democratic Republic of Ethiopia on 22 July 1947;
- c. “Government” means the Government of the Federal Democratic Republic of Ethiopia;
- d. “Head of Office” means the head of the United Nations Office to the African Union or his/her authorized representative;
- e. “Laws of Ethiopia” includes legislative acts, proclamations, regulations, directives, decrees or orders issued by or under the authority of the Government or the Appropriate Ethiopian Authorities;
- f. “Officials” means officials of the UNOAU, including the Head of Office and all members of the staff of UNOAU, irrespective of nationality, with the exception of those who are both recruited locally and assigned to hourly rates;
- g. “Premises” means the building and structures or portions thereof which at any given moment are in fact occupied by the United Nations Office to the African Union;
- h. “UN” means the United Nations;
- i. “UNOAU” means the United Nations Office to the African Union established in Addis Ababa, the Federal Democratic Republic of Ethiopia;

Article 2

Establishment

The Government hereby agrees to the establishment of UNOAU in Addis Ababa, Ethiopia.

Article 3

Purpose and Scope of the Agreement

1. This Agreement shall regulate matters relating to or arising out of the establishment and functioning of UNOAU and its relationship with the Government in the territory of the Federal Democratic Republic of Ethiopia.
2. The UNOAU, its officials and experts on mission shall refrain from any action or activity incompatible with the impartial and international nature of their duties or which is inconsistent with the spirit of the present Agreement. The UNOAU, its officials and experts on mission shall respect all local laws and regulations. The Head of Office shall take all appropriate measures to ensure the observance of those obligations.

Article 4

Activities of the UNOAU

The activities of UNOAU shall include the following:

- a. to liaise with and strengthen the cooperation between the UN and the African Union, including in the area of peace and security, as well as to provide technical advice and support in the areas of mediation, good offices and conflict prevention; elections; disarmament, demobilization and reintegration; and public information;
- b. to provide technical advice and support in the areas of military and police operations, as well as mine action and security-related matters;
- c. to provide technical advice and support to the African Union Commission in the development of its institutional and operational capacity in the areas of mission-related administration; information technology and communications; training and logistics; and contingent-owned equipment; and

- d. to advise, assist and liaise with African Union counterparts regarding ongoing and future peace support operations, and requirements in support of the African peace and security architecture, including the African Standby Force.

Article 5

Inviolability of the Premises

1. The Premises shall be inviolable and shall be under the control and authority of UNOAU as provided under this Agreement.
2. Government officials, whether administrative, judicial, military or police, shall not enter the Premises to perform any official duties therein except with the consent of and under conditions agreed to by the Head of Office.
3. Without prejudice to the provisions of the Convention or of this Agreement, UNOAU shall prevent the Premises from becoming a refuge for persons who are avoiding arrest under the Laws of Ethiopia, or who are required by the Government for extradition to another country or who are endeavoring to avoid service of legal process.
4. The Appropriate Ethiopian Authorities shall exercise due diligence to ensure that the tranquility of the Premises is not disturbed by the unauthorized entry of grounds of persons from outside or by disturbance in its immediate vicinity, and shall cause to provide on the boundaries of the Premises such police protection as required for these purposes.
5. If so requested by the Head of Office, the Appropriate Ethiopian Authorities shall provide a sufficient number of police for the preservation of law and order on the Premises, and for the removal there from of persons as requested under the authority of the Head of Office.