

No. 51842. Netherlands (for the European part of the Netherlands) and International Development Law Organization

HOST COUNTRY AGREEMENT BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE INTERNATIONAL DEVELOPMENT LAW ORGANIZATION. THE HAGUE, 19 DECEMBER 2013 [*United Nations, Treaty Series*, vol. 2979, I-51842.]

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT AMENDING ARTICLE 15 OF THE HOST COUNTRY AGREEMENT BETWEEN THE KINGDOM OF THE NETHERLANDS AND THE INTERNATIONAL DEVELOPMENT LAW ORGANIZATION CONCERNING NATIONALS AND PERMANENT RESIDENTS OF THE HOST COUNTRY. THE HAGUE, 8 APRIL 2015, AND ROME, 10 APRIL 2015*

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N° 51842. Pays-Bas (pour la partie européenne des Pays-Bas) et Organisation internationale de droit du développement

ACCORD DE PAYS HÔTE ENTRE LE ROYAUME DES PAYS-BAS ET L'ORGANISATION INTERNATIONALE DE DROIT DU DÉVELOPPEMENT. LA HAYE, 19 DÉCEMBRE 2013 [*Nations Unies, Recueil des Traités*, vol. 2979, I-51842.]

ÉCHANGE DE NOTES CONSTITUANT UN ACCORD MODIFIANT L'ARTICLE 15 DE L'ACCORD DE PAYS HÔTE ENTRE LE ROYAUME DES PAYS-BAS ET L'ORGANISATION INTERNATIONALE DE DROIT DU DÉVELOPPEMENT CONCERNANT LES NATIONAUX ET LES RÉSIDENTS DU PAYS HÔTE. LA HAYE, 8 AVRIL 2015, ET ROME, 10 AVRIL 2015*

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[ENGLISH TEXT – TEXTE ANGLAIS]

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MINISTRY OF FOREIGN AFFAIRS

The Hague, 8 April 2015

Treaties Division

MINBUZA-2015.175180

The Ministry of Foreign Affairs of the Kingdom of the Netherlands (hereinafter referred to as "the Ministry") presents its compliments to the International Development Law Organization (hereinafter referred to as "IDLO") and has the honour to refer to the Host Country Agreement between the Kingdom of the Netherlands and IDLO of 19 December 2013 (hereinafter referred to as "the Host Country Agreement").

The Ministry would like to draw attention to Article 1, subparagraph (9) and (10), of the Host Country Agreement which defines "Officials" as "persons, however denominated and at whatever level of seniority, including the Director-General, who undertake one or more of the Organization's core day-to-day functions and who are not paid hourly rates" and "Experts" as "persons who are appointed to support the work of the Organization and its Officials on one or more specific tasks or projects with specialized skills".

In order to clarify the privileges and immunities of Officials and Experts who are nationals or permanent residents of the Netherlands (hereinafter referred to as "the Host Country"), the Ministry proposes the following amendments of the Host Country Agreement:

- (1) The first clause of Article 15, paragraph (7), of the Host Country Agreement shall be deleted in its entirety and replaced by the following:
"7. Officials of IDLO who are nationals or permanent residents of the Host Country shall only enjoy within the Host Country the following privileges, immunities, and facilities to the extent necessary for the independent performance of their functions:"
- (2) The following paragraph shall be added after paragraph (7) of Article 15:
"8. Experts of IDLO who are nationals or permanent residents of the Host Country shall only enjoy within the Host Country the following privileges, immunities, and facilities to the extent necessary for the independent performance of their functions:
 - a) immunity from legal process in respect of words spoken or written and all acts performed by them in their official capacity for IDLO; and
 - b) inviolability of all papers, documents, in whatever form, and materials relating to the performance of their functions for IDLO."

If this proposal is acceptable to IDLO, the Ministry has the honour to propose that this Note MINBUZA-2015.175180 and the affirmative Note Verbale in response from IDLO shall constitute an agreement between the Kingdom of the Netherlands and IDLO to amend the Host Country Agreement (hereinafter referred to as "the Amendment"). This Amendment shall enter into force on the date of the affirmative Note Verbale in response from IDLO.

The Ministry avails itself of this opportunity to renew to IDLO the assurances of its highest consideration.

*International Development Law Organization
Rome*