

No. 730

UNITED NATIONS
and
CZECHOSLOVAKIA

Agreement relating to the 1948 campaign for the United Nations Appeal for Children. Signed at New York, on 7 October 1948

Official text : English.
Registered ex officio on 1 March 1950.

NATIONS UNIES
et
TCHÉCOSLOVAQUIE

Accord relatif à la campagne de 1948 pour l'Appel des Nations Unies en faveur de l'enfance. Signé à New-York, le 7 octobre 1948

Texte officiel anglais.
Enregistré d'office le 1^{er} mars 1950.

No. 730. AGREEMENT¹ BETWEEN THE SECRETARY-GENERAL OF THE UNITED NATIONS AND THE GOVERNMENT OF THE CZECHOSLOVAK REPUBLIC RELATING TO THE 1948 CAMPAIGN FOR THE UNITED NATIONS APPEAL FOR CHILDREN. SIGNED AT NEW YORK, ON 7 OCTOBER 1948

PREAMBLE

WHEREAS, in accordance with the resolutions of the General Assembly and the Economic and Social Council of the United Nations, the Secretary-General of the United Nations has initiated and will coordinate and promote a world-wide campaign for the United Nations Appeal for Children; and

WHEREAS, the Secretary-General of the United Nations wishes to entrust to the Czechoslovak National Committee of the United Nations Appeal for Children the conduct of a campaign in Czechoslovakia in behalf of the Appeal, in accordance with the provisions of the agreement attached hereto as Schedule «A»²; and

WHEREAS, the Government of the Czechoslovak Republic endorses the purpose and character of the United Nations Appeal for Children as more particularly described in the said agreement, and wishes to take such action as will ensure the success of the said campaign generally and within its national territory in particular;

NOW THEREFORE, the Secretary-General of the United Nations and the Government of the Czechoslovak Republic, represented by Dr Vladimír Houdek, Envoy Extraordinary and Minister Plenipotentiary, Representative of Czechoslovakia to the United Nations, have agreed as follows :

Article I

NAME OF THE APPEAL

The name under which the Appeal shall be conducted within the national territory of the Government of the Czechoslovak Republic shall be the «United Nations Appeal for Children» (hereinafter referred to as «the Appeal»).

¹ Came into force retroactively as from 19 January 1948, in accordance with article VI.

² See page 192.

Article II

CONDUCT OF THE CAMPAIGN

a. The Government of the Czechoslovak Republic, in appreciation of the fact that the fullest understanding and success of the Appeal requires its conduct within each country by a national committee based upon the leading organizations representative of the broad groups of people which will be helpful in prosecuting the Appeal, endorses the establishment of the Czechoslovak National Committee of the Appeal for the purpose of conducting the campaign in behalf of the Appeal in Czechoslovakia.

b. The Government of the Czechoslovak Republic hereby accords to the Czechoslovak National Committee of the Appeal a status suitable to the performance of the obligations described as the responsibility of the Czechoslovak National Committee of the Appeal in the agreement hereto attached as Schedule «A».

c. The Government of the Czechoslovak Republic approves the agreement hereto attached as Schedule «A» and warrants that the said agreement is valid and lawful in all respects under the laws of the Government of the Czechoslovak Republic.

Article III

DISPOSITION OF CONTRIBUTIONS

The contributions received by the Czechoslovak National Committee shall be allocated and distributed as may be determined by agreement between the Czechoslovak National Committee and the Secretary-General of the United Nations, in the absence of a determination by the Government of the Czechoslovak Republic to the contrary. In the event of such a contrary determination, the Secretary-General and Government of the Czechoslovak Republic shall consult regarding the allocation and distribution of the said contributions.

Article IV

TAX AND FEE EXEMPTIONS

All contributions to the Appeal will enjoy the same tax and fee exemptions as other contributions for other charitable purposes in accordance with the prevailing rules and regulations.

Article V

ASSISTANCE TO THE COMMITTEE

a. The Government of the Czechoslovak Republic agrees that it will aid and assist the Czechoslovak National Committee in the performance of the obligations described as the responsibility of the Committee in the said agreement by :

- (1) Arranging in cooperation with the Committee of suitable observance of the day designated by the Secretary-General of the United Nations as «United Nations Appeal for Children Day».
- (2) Consulting with the Committee regarding the manner of its organization.
- (3) Consulting with the Committee regarding the depositories in which the Committee shall maintain special accounts for all monetary contributions.
- (4) Notifying the Committee of any action deemed necessary by the Government of the Czechoslovak Republic for the Committee to take for the protection of all contributions, whether monetary or non-monetary.
- (5) Nominating to the Committee governmental or public auditors for regular audit of the Committee's records and accounts.

b. In addition to the aid and assistance specified in sub-paragraph (a) above, the Government of the Czechoslovak Republic also shall render whatever additional aid and assistance it shall deem desirable to ensure the success of the campaign in behalf of the Appeal. All aid and assistance given to the National Committee of the Appeal by the Government of the Czechoslovak Republic in accordance with this Agreement shall be furnished at the cost of the Government and without expense or obligation to the said Committee or to the Secretary-General of the United Nations.

Article VI

PERIOD OF AGREEMENT

This Agreement shall take effect as from the 19th day of January 1948 and shall remain in force during the life of the agreement attached hereto as Schedule «A».

DONE this 7th day of October 1948, in New York.

(Signed) Dr. Vladimír HOUBEK

(Signed) B. COHEN
Assistant Secretary-General in
charge of Headquarters of the United Nations

SCHEDULE A.

AGREEMENT BETWEEN THE SECRETARY-GENERAL OF THE UNITED NATIONS AND THE CZECHOSLOVAK NATIONAL COMMITTEE OF THE UNITED NATIONS APPEAL FOR CHILDREN

PREAMBLE

WHEREAS, the Secretary-General of the United Nations, in accordance with the direction of the General Assembly expressed in Resolution 48 (8) adopted on 11 December 1946¹, considered the ways and means of collecting and utilizing contributions from persons, organizations, and peoples all over the world equivalent to the earnings of one day's work for the purpose of helping to meet relief needs, and the Secretary-General, in further compliance with the said Resolution of the General Assembly, reported the results of his consideration to the Economic and Social Council, and

WHEREAS, the Economic and Social Council of the United Nations, by resolutions adopted on 29 March 1947² and 8 August 1947³, approved and authorized the establishment and organization of the United Nations Appeal for Children; and

WHEREAS, the Economic and Social Council requested the Secretary-General to make such arrangements as may be necessary to carry forward the United Nations Appeal for Children and authorized the Secretary-General to enter into Agreements with countries; and

WHEREAS, the Secretary-General has initiated and will coordinate and promote a world-wide campaign for the United Nations Appeal for Children; and

WHEREAS, the fullest understanding and success of the United Nations Appeal for Children requires its conduct within each country by a national committee based upon the leading organizations representative of the broad groups of people which will be helpful in prosecuting the said Appeal; and

WHEREAS, such a national committee has been formed in Czechoslovakia, which national committee the Secretary-General wishes to, and hereby does, recognize as the Czechoslovak National Committee of the United Nations Appeal for Children, which shall be responsible as herein described for the conduct of the Appeal in Czechoslovakia; and

WHEREAS, the Government of Czechoslovakia, by virtue of the Agreement with the Secretary-General of the United Nations⁴, has approved the purpose and character of the United Nations Appeal for Children and has authorized the conduct of the said Appeal within its national territory by the Czechoslovak National Committee of the United Nations Appeal for Children in accordance with the terms of this Agreement;

¹ United Nations, document A/64/Add. 1, page 74.

² United Nations, document E/437, page 27.

³ United Nations, document E/573, page 40.

⁴ See page 185.

Now THEREFORE, the Secretary-General of the United Nations and the Czechoslovak National Committee of the United Nations Appeal for Children have agreed as follows :

Article I

NAME OF THE APPEAL

The name which the Appeal shall be conducted within the national territory of the Government of Czechoslovakia shall be the « United Nations Appeal for Children » (hereinafter referred to as « the Appeal »).

Article II

PURPOSE AND CHARACTER OF THE APPEAL

a. The Appeal is, and shall be conducted as, a special world-wide appeal for non-governmental voluntary contributions to meet emergency relief needs of children, adolescents, expectant and nursing mothers, without discrimination because of race, creed, nationality status or political belief, by way of a one day's income collection or other alternative forms of collection better adapted to each particular country, with the intention that the resources amassed by the contributions are to be distributed by transfer in the main to the International Children's Emergency Fund and also by transfer to other projects of similar purpose and benefit to children, adolescents and expectant and nursing mothers.

b. The Secretary-General, to ensure the international and unified character of the Appeal, shall designate in writing to the Czechoslovak National Committee of the Appeal a period of time within the limits of which the Appeal shall be conducted.

c. The Secretary-General also shall designate similarly a particular day within the broad campaign period as United Nations Appeal for Children Day. The Czechoslovak National Committee of the Appeal, with the cooperation of the Government of Czechoslovakia, shall arrange suitable observance of this day as part of the world-wide observance of the Appeal.

Article III

NATIONAL COMMITTEE

a. The name of the Committee shall be the Czechoslovak National Committee of the United Nations Appeal for Children (hereinafter referred to as « the Committee »).

b. The Committee shall be organized in such manner as it shall decide after consultation with the Government of Czechoslovakia, subject to the provisions of this Agreement.

c. The Committee shall include as far as possible representatives of all the leading organizations in the country which will be helpful in prosecuting the Appeal. The Committee also shall include such individuals whose membership it may consider advantageous to the Appeal.

d. The Committee shall function solely for the Appeal, to whose purpose and character it shall adhere.

e. The Committee, through its chairman or one other member, shall be represented in the membership of the International Advisory Committee of the United Nations Appeal for Children, which shall be organized and which shall function in accordance with the provisions of the United Nations governing the said International Advisory Committee.

Article IV

CONDUCT OF THE APPEAL

a. The Committee shall itself decide, initiate and organize the methods and machinery for the conduct of the Appeal in Czechoslovakia, subject to the provisions of this Agreement.

b. The Secretary-General shall render the Committee any assistance it may request and which he can render either directly or through :

- (1) The staff of the Secretariat, particularly including the Director of the Appeal and his staff of technical counsel and regional representatives.
- (2) The International Advisory Committee.

c. The Committee may accept not only monetary contributions but also may accept, after consultation with the Secretary-General, such non-monetary contributions of supplies, commodities, services and other assets as the Committee may deem suitable.

Article V

CUSTODY OF CONTRIBUTIONS

a. The Committee shall place all monetary contributions in special accounts under its name. These special accounts shall be maintained in depositories selected by the Committee in consultation with the Government of Czechoslovakia. Funds shall be withdrawn or transferred from these special accounts only in accordance with the terms of this Agreement.

b. The Committee shall safeguard and conserve all non-monetary contributions by taking all needful action, including insuring, storing and transporting such non-monetary contributions. In the case of supplies or other assets whose kind or condition requires early distribution, the Committee shall consult immediately with the Secretary-General to ensure their immediate distribution and, as far as possible, the implementation of Article VI of this Agreement.

c. The Committee shall indemnify and hold the United Nations and the Secretary-General and their or his employees and agents harmless from any loss, no matter howsoever caused, arising out of the operations of the Committee under this Agreement. The Committee shall take out adequate insurance according to the laws of Czechoslovakia, or other similar protection against the risks referred to in this sub-paragraph.

Article VI

DISPOSITION OF CONTRIBUTIONS

a. The contributions received by the Committee, after deduction of the administrative and other costs permitted under Article VII (c), shall be allocated and distributed by the

Committee according to the following scheme prepared after consultation and in agreement with the United Nations International Children's Emergency Fund :

- (1) Twenty per cent shall be allocated to the United Nations International Children's Emergency Fund in favour of children, as far as possible from the countries covered by the Prague Regional Office of the United Nations Appeal for Children. This amount shall be used in accordance with the existing export regulations;
- (2) Ten per cent shall be allocated to the *Rada Československých Žen* (Council of Czechoslovak Women) in favour of pregnant women;
- (3) Ten per cent shall be allocated to the *Svaz České Mládeže* (Federation of Czech Youth), and to the *Svaz Slovenské Mládeže* (Federation of Slovak Youth), in favour of apprentices;
- (4) Sixty per cent shall be allocated to a special Fund (in accordance with the Act No. 48/1947 Sb., concerning the organization of youth welfare — Section 3, paragraph 2); a part of this amount shall be used for purposes defined in the Act No. 49/1947 Sb., concerning Baby Health Clinics — Section 3, paragraph 4 (advisory services to mothers and children); the whole amount under this paragraph shall be used after consultation with the Committee.

b. No contribution shall be disposed of by the Committee save in accordance with the provisions of this Agreement.

Article VII

COSTS OF OPERATION

a. The costs and obligations herein assumed by the Committee shall be charged against the contributions collected by the Committee. As soon as feasible, the Committee shall prepare a budget of its projected expenditures which shall be transmitted to the Secretary-General for his information.

b. The aid furnished to the Committee and the activity in its behalf performed by the Secretary-General in accordance with Article IV (b) of this Agreement shall be at the cost of the United Nations.

c. All other costs, including all obligations, claims or other expenses of whatsoever kind or description, incurred in the conduct of the Appeal by the Committee shall be assumed by the Committee.

Article VIII

RECORDS AND ACCOUNTS

a. The Committee and its subsidiary bodies agree to keep suitable records and accounts of the collection, allocation and disposition of all contributions. The Committee shall transmit to the Secretary-General at regular intervals detailed financial reports respecting its operations and the operations of its subsidiary bodies.

b. The Committee shall make its record and accounts available for regular audit and inspection by such governmental or public auditors as shall be suggested by the Government of Czechoslovakia and shall be acceptable to the Committee.

c. The Committee shall transmit to the Secretary-General at regular intervals the minutes and records of its meetings and decisions.

Article IX

PERIOD OF AGREEMENT

a. This Agreement shall take effect as from the 19th day of January 1948, and shall remain in force for a period of one year from the closing date of this campaign period fixed by the Secretary-General in accordance with Article II (b) and for such additional period of time as may elapse until a final settlement of all accounts relating to the operations of the Committee under this Agreement has been agreed to by the Secretary-General.

b. In the event that the Committee shall receive contributions after the expiration of this Agreement, the Committee shall transfer such contributions to the Secretary-General for disposition as closely as possible in accordance with the basic purpose of this Agreement.

Article X

QUESTIONS OUTSIDE AGREEMENT

In the event of questions arising which have not been covered by this Agreement, the parties to this Agreement will consult with each other.