

No. 735

**UNITED NATIONS
and
SIAM**

**Agreement relating to the 1948 campaign for the United Nations
Appeal for Children. Signed at Bangkok, on 5 October 1948,
and at Lake Success, New York, on 29 November 1948**

Official text : English.

Registered ex officio on 1 March 1950.

**NATIONS UNIES
et
SIAM**

**Accord relatif à la campagne de 1948 pour l'Appel des Nations
Unies en faveur de l'enfance. Signé à Bangkok, le 5 oc-
tobre 1948, et à Lake Success (New-York), le 29 novem-
bre 1948**

Texte officiel anglais.

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

No. 735. AGREEMENT¹ BETWEEN THE SECRETARY-GENERAL OF THE UNITED NATIONS AND THE GOVERNMENT OF SIAM RELATING TO THE 1948 CAMPAIGN FOR THE UNITED NATIONS APPEAL FOR CHILDREN. SIGNED AT BANGKOK, ON 5 OCTOBER 1948, AND AT LAKE SUCCESS, NEW YORK, ON 29 NOVEMBER 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 Siamese National Committee of the United Nations Appeal for Children the conduct of a campaign in Siam in behalf of the Appeal, in accordance with the provisions of a draft agreement attached hereto as Schedule « A », ² and

WHEREAS, the Government of Siam endorses the purpose and character of the United Nations Appeal for Children as more particularly described in the said draft 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 Government of Siam, represented by Field-Marshal P. Pibulsonggram, President of the Council of Ministers, Acting for Minister of Foreign Affairs of Siam, and the Secretary-General of 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 Siam shall be the « United Nations Appeal for Children » (hereinafter referred to as « the Appeal »).

¹ Came into force on 5 October 1948, in accordance with article VI.

² See page 294.

Article II

CONDUCT OF THE CAMPAIGN

a. The Government of Siam, 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 Siamese National Committee of the Appeal for the purpose of conducting the campaign in behalf of the Appeal in Siam.

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

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

Article III

DISPOSITION OF CONTRIBUTIONS

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

Article IV

IMMUNITY FROM TAXATION

a. All property, both real and personal, including all assets, funds and contributions to the Appeal, monetary or non-monetary, made under the said draft agreement and belonging to the Siamese National Committee of the Appeal and all movements, storage, custody and disposals of said property in accordance

with the said draft agreement shall be immune from taxes, fees, tolls, or duties imposed by the Government of Siam or by any political subdivision thereof or by any public or other competent authority in Siam.

b. All donors in Siam to the Appeal shall be entitled to the same exemptions, immunities and credits for their contributions to the Appeal as they would be entitled to under the laws of Siam for contributions for other philanthropic purposes.

Article V

ASSISTANCE TO THE COMMITTEE

a. The Government of Siam agrees that it will aid and assist the Siamese National Committee in the performance of the obligations described as the responsibility of the Committee in the said draft 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 Siam 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 Siam 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 Siam 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 fifth day of October 1948 and shall remain in force during the life of the draft agreement attached hereto as Schedule « A ».

DONE this fifth day of October
1948 in Bangkok.

DONE this Twenty-ninth day of Novem-
ber 1948 in Lake Success.

(Signed) P. PIBULSONGRAM
President of the Council of Ministers
Acting for Minister of Foreign Affairs
of Siam

(Signed) D. A. K. OWEN
Assistant Secretary-General of the
United Nations

SCHEDULE « A »

AGREEMENT BETWEEN THE SECRETARY-GENERAL OF THE UNITED NATIONS AND
THE SIAMESE 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 contribution 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 resolution on 29 March 1947² and 8 August 1947,³ 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

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.

WHEREAS, the Secretary-General had 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 Siam, which national committee the Secretary-General wishes to, and hereby does, recognize as the Siamese National Committee of the United Nations Appeal for Children, which shall be responsible as herein described for the conduct of the Appeal in Siam, and

WHEREAS, the Government of Siam by virtue of the Agreement with the Secretary-General of the United Nations dated the fifth October 1948,¹ 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 Siamese National Committee of the United Nations Appeal for Children in accordance with the terms of this Agreement;

NOW THEREFORE, the Secretary-General of the United Nations and the Siamese National Committee of the United Nations Appeal for Children 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 Siam 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 Siamese National Committee of the Appeal a period of time within the limits of which the Appeal shall be conducted.

¹ See page 287.

c. The Secretary-General also shall designate similarly a particular day within the broad campaign period as United Nations Appeal for Children Day. The Siamese National Committee of the Appeal, with the cooperation of the Government of Siam, 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 Siamese 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 Siam subject to the provisions of the 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 Siam, 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 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 Siam. 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 after consultation with the Secretary-General if necessary ensure their immediate distribution and, as far as possible, the implementation of Article VI of this Agreement.

c. The Committee may also, if it deems necessary or more advantageous, dispose of the non-monetary contributions and place the proceeds thereof in the special account.

d. The Committee shall 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 Siam, or other similar protection against the risks referred to in this sub-paragraph.

Article VI

DISPOSITIONS OF CONTRIBUTIONS

a. The contributions received by the Committee, after deductions of the administrative and other costs permitted under Article VII (*a*), shall be allocated and distributed by the Committee as follows:

(1) For children in Siam.....	50%
(2) For expectant and nursing mothers in Siam.....	20%
(3) For International Children's Emergency Fund.....	30%

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

Article VII

COST OF OPERATION

a. All 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 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.

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 records and accounts available for regular audit and inspection by such governmental or public auditors as shall be suggested by the Government of Siam and shall be acceptable to the Committee.

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

Article IX

PERIOD OF AGREEMENT

a. This Agreement shall take effect as from the fifth day of October 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 operation 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 contribution 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.