

UNITED NATIONS, INTERNATIONAL LABOUR ORGANISATION, FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS, UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION, INTERNATIONAL CIVIL AVIATION ORGANIZATION AND WORLD HEALTH ORGANIZATION (MEMBERS OF THE TECHNICAL ASSISTANCE BOARD)

and

UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

Basic Agreement for the provision of technical assistance to the Trust, Non-Self-Governing and other territories for whose international relations the Government of the United Kingdom is responsible. Signed at New York, on 25 June 1951

Official text: English.

Registered ex officio on 25 June 1951.

ORGANISATION DES NATIONS UNIES, ORGANISATION INTERNATIONALE DU TRAVAIL, ORGANISATION DES NATIONS UNIES POUR L'ALIMENTATION ET L'AGRICULTURE, ORGANISATION DES NATIONS UNIES POUR L'ÉDUCATION, LA SCIENCE ET LA CULTURE, ORGANISATION DE L'AVIATION CIVILE INTERNATIONALE ET ORGANISATION MONDIALE DE LA SANTÉ (MEMBRES DU BUREAU DE L'ASSISTANCE TECHNIQUE)

et

ROYAUME-UNI DE GRANDE-BRETAGNE ET D'IRLANDE DU NORD

Accord de base relatif à la fourniture d'une assistance technique aux Territoires sous tutelle, aux territoires non autonomes et aux autres territoires dont le Gouvernement du Royaume-Uni assure les relations internationales. Signé à New-York, le 25 juin 1951

Texte officiel anglais.

Enregistré d'office le 25 juin 1951

No. 1258. BASIC AGREEMENT¹ BETWEEN THE UNITED NATIONS, THE INTERNATIONAL LABOUR ORGANISATION, THE FOOD AND AGRICULTURE ORGANISATION OF THE UNITED NATIONS, THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION, THE INTERNATIONAL CIVIL AVIATION ORGANIZATION AND THE WORLD HEALTH ORGANIZATION AND THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND. FOR THE PROVISION OF TECHNICAL ASSISTANCE TO THE TRUST, NON-SELF-GOVERNING AND OTHER TERRITORIES FOR WHOSE INTERNATIONAL RELATIONS THAT GOVERNMENT IS RESPONSIBLE. SIGNED AT NEW YORK, ON 25 JUNE 1951

The United Nations, the International Labour Organisation, the Food and Agriculture Organization of the United Nations, the United Nations Educational, Scientific and Cultural Organization, the International Civil Aviation Organization and the World Health Organization (hereinafter referred to as "the Organizations"), being represented on the Technical Assistance Board, and the Government of the United Kingdom of Great Britain and Northern Ireland (hereinafter referred to as "the Government of the United Kingdom"),

Desiring to promote the advancement of the inhabitants of the territories in the spirit of Chapters XI and XII of the United Nations Charter,

Considering the recommendations of the Economic and Social Council of the United Nations made in its resolution number 222 (IX) of 15 August 1949² and the recommendations of the General Assembly of the United Nations made in its resolutions number 439 (V) of 2 December 1950³ and number 444 (V) of 12 December 1950³,

Desiring to give effect to the resolutions respectively of the General Assembly of the United Nations and of the Assemblies and Conferences of the other

¹ Came into force on 25 June 1951, as from the date of signature, in accordance with article V.

² United Nations document E.1553.

³ United Nations document A/1775.

Organizations on an expanded programme of technical assistance for economic development of under-developed countries, which approved the observations and guiding principles set out in annex I to part A of resolution 222 (IX) of the Economic and Social Council,¹ and the arrangements made by the Council for the administration of the programme,

Considering that the Organizations and the Government of the United Kingdom desire that their mutual responsibilities shall be fulfilled in a spirit of friendly co-operation,

Have agreed as follows :

Article I

1. The Organizations shall, subject to the provisions of the present Agreement (hereinafter referred to as "the Basic Agreement") and, so far as relevant, in accordance with the "observations on and Guiding Principles of an Expanded Programme of Technical Assistance for Economic Development", set out in annex I to part A of resolution 222 A (IX) of the Economic and Social Council of the United Nations (a copy of which is annexed hereto),¹ render such technical assistance as shall be set out in Supplementary Agreements to be made pursuant to the Basic Agreement (hereinafter referred to as "the Supplementary Agreements") to those governments of the territories for whose international relations the Government of the United Kingdom are responsible (hereinafter referred to as "Governments of the Territories") and for which technical assistance is requested by the Government of the United Kingdom. Such supplementary agreements shall be made between the organizations acting jointly or separately, and the Government of the Territory concerned, acting with the authority of the Government of the United Kingdom; and the Government of the United Kingdom will assume international responsibility for such supplementary agreements in the same manner as if they had been concluded in the name of the Government of the United Kingdom.
2. The Organizations party to any one of the Supplementary Agreements shall consult with the Government of the Territory concerned in connexion with the appointment of any experts under that Supplementary Agreement.
3. Such experts shall be responsible to, and under the supervision and direction of the Organizations concerned, except that, in so far as an expert is required to perform executive functions or to give instructions, he shall also be under the supervision and direction of the appropriate department of the Government of the Territory concerned.
4. Such experts shall, in the course of their work, make every effort to instruct any local technical staff of the Government of the Territory concerned who

¹ United Nations, *Treaty Series*, Vol. 76, p. 132.

may be associated with them, in the methods, techniques and practices of that work and in the principles upon which these are based, and the Government of the Territory concerned shall wherever practicable, attach technical staff to the experts for this purpose.

5. The Organizations concerned shall give sympathetic consideration to candidates nominated by the Government of the United Kingdom in the awarding of fellowships and scholarships in accordance with the administrative and other arrangements which have been drawn up by the respective organizations for their programmes.

6. The Organizations concerned shall, with respect to any technical equipment or supplies which may be furnished by them under any of the Supplementary Agreements, retain title thereto until such time as title may be transferred, on terms and conditions to be agreed upon between those Organizations and the Government of the Territory concerned.

7. The Organizations concerned may, as part of the technical assistance furnished under any of the Supplementary Agreements, make arrangements for the carrying out of laboratory or other tests, experiments or research, outside the territories.

Article II

The Governments of the Territories shall, in receiving such technical assistance as shall be set out in the Supplementary Agreements, comply, where applicable, with those provisions of annex I to part A of the Economic and Social Council resolution 222 (IX) which are set out under the heading of "Participation of Requesting Governments".

Article III

1. The Organization concerned shall, in respect of the technical assistance provided under any of the Supplementary Agreements, defray those expenses which are incurred outside the Territories, or such proportions thereof as may be specified in any of the Supplementary Agreements regarding :

(a) The salaries of the experts;

(b) Subsistence and travel of the experts to and from the place of recruitment and the place of entry into the Territories as well as displacement allowance, where applicable;

(c) Any other necessary travel expenses of the experts outside the territories;

(d) Insurance of the experts;

(e) Purchase and transportation to the Territories of any equipment or supplies which may be provided by the Organizations for the implementation of any technical assistance;

(f) Any other expenses incurred outside the territories and necessary for the provision of technical assistance.

2. (a) The Government of each Territory which receives technical assistance under the Basic Agreement or any Supplementary Agreement shall assume responsibility for the payment in local currency of such part of the costs of the technical assistance so furnished to it as should be paid for in local currency or provided in kind according to the resolution adopted by the Technical Assistance Committee of the Economic and Social Council on the 26th of February (a copy of which is attached hereto),¹ subject to any modification specified in any Supplementary Agreement.

(b) For the purpose of meeting expenses under this paragraph, the Government of the Territory shall establish a local currency fund or funds in such amounts and under such procedures as shall be specified in Supplementary Agreements.

3. In lieu of the provision of local currency, in accordance with paragraph 2 above, the Government of the Territory may provide supplies and services in kind, to the extent that may be agreed upon between the Government and the Organizations concerned.

4. In appropriate cases the Government of the Territory shall provide such land, labour, equipment, supplies and other services or property as may be needed, which will be determined as the need arises in agreement with the Organizations concerned.

Article IV

1. The Government of each Territory which receives technical assistance under the Basic Agreement or any Supplementary Agreement shall, in its Territory, apply to the Organizations their funds, property and assets, and to their staff the appropriate provisions of the Convention on the Privileges and Immunities of the United Nations² and the Convention on the Privileges and Immunities of the Specialized Agencies.³

2. Staff of the Organizations including experts engaged by them as members of their staff, assigned to carry out the purposes of this Agreement, shall be deemed to be "officials" within the meaning of the above Conventions.

¹ United Nations, *Treaty Series*, Vol. 84, p. 310.

² United Nations, *Treaty Series*, Vol. 1, pp. 15 and 263; Vol. 4, p. 461; Vol. 5, p. 413; Vol. 6, p. 433; Vol. 7, p. 353; Vol. 9, p. 398; Vol. 11, p. 406; Vol. 12, p. 416; Vol. 14, p. 490; Vol. 15, p. 442; Vol. 18, p. 382; Vol. 26, p. 396; Vol. 42, p. 354; Vol. 43, p. 335; Vol. 45, p. 318; Vol. 66, p. 346, and Vol. 70, p. 266.

³ United Nations, *Treaty Series*, Vol. 33, p. 261; Vol. 43, p. 342; Vol. 46, p. 355; Vol. 51, p. 330; Vol. 71, pp. 316, 318 and 320; Vol. 76, p. 274; Vol. 79, p. 326; Vol. 81, p. 332; Vol. 84, p. 412; Vol. 88, p. 446; Vol. 90, p. 323, and Vol. 91, p. 376.

Article V

1. The Basic Agreement shall enter into force upon signature.
2. The Basic Agreement may be modified by agreement between the Organizations and the Government of the United Kingdom. The supplementary agreements made pursuant to the Basic Agreement may be modified by agreement between the Organizations party thereto and the Government of the Territory concerned acting in accordance with the provisions of paragraph 1 of article I. In each case the parties will give full and sympathetic consideration to any request made by the other for such modification.
3. The Basic Agreement may be terminated by either party upon written notice to the other, and shall terminate sixty days after receipt of such notice. Termination of the Basic Agreement shall be deemed to constitute termination of the Supplementary Agreements.

IN WITNESS WHEREOF the undersigned, duly appointed representatives of the Organizations and the Government of the United Kingdom respectively, have on behalf of the Parties, signed the present agreement at New York this 25th day of June, 1951, in English in two copies.

For the Organizations :

(Signed) A. D. K. OWEN

Chairman of the Technical Assistance Board

For the Government of the United Kingdom of
Great Britain and Northern Ireland :

(Signed) Sir Gladwyn JEBB

Permanent Representative of the United
Kingdom to the United Nations
