

No. 470

**UNITED NATIONS
and
WORLD HEALTH ORGANIZATION**

Agreement for the admission of the World Health Organization into the United Nations Joint Staff Pension Fund. Signed at Lake Success, New York, and at Geneva, on 20 April 1950

Official texts: English and French.

Filed and recorded by the Secretariat on 2 October 1952.

**ORGANISATION DES NATIONS UNIES
et
ORGANISATION MONDIALE DE LA SANTÉ**

Accord concernant l'admission de l'Organisation mondiale de la santé à la Caisse commune des pensions du personnel des Nations Unies. Signé à Lake Success (New-York) et à Genève, le 20 avril 1950

Textes officiels anglais et français.

Classé et inscrit au répertoire par le Secrétariat le 2 octobre 1952.

No. 470. AGREEMENT¹ BETWEEN THE UNITED NATIONS AND THE WORLD HEALTH ORGANIZATION FOR THE ADMISSION OF THE WORLD HEALTH ORGANIZATION INTO THE UNITED NATIONS JOINT STAFF PENSION FUND. SIGNED AT LAKE SUCCESS, NEW YORK, AND AT GENEVA, ON 20 APRIL 1950

WHEREAS article 28 of the regulations of the United Nations Joint Staff Pension Fund, approved by the General Assembly of the United Nations on 7 December 1948,² provides that a specialized agency referred to in Article 57, paragraph 2, of the Charter shall become a member organization of the United Nations Joint Staff Pension Fund on its acceptance of these regulations, provided that agreement has been reached with the Secretary-General of the United Nations as to any payments necessary to be made by such specialized agency to the Pension Fund in respect of the new obligations incurred by the Fund through its admission and as to the other transitional arrangements which may be necessary, including the extent to which these regulations are to be applicable to employees of the specialized agency at the time of admission to the Fund;

WHEREAS the World Health Organization is a specialized agency as described above and whereas its Executive Board, duly authorized by the First World Health Assembly, has decided to accept the regulations of the United Nations Joint Staff Pension Fund and to enter into the required agreements and whereas the Director-General of the World Health Organization has been authorized by the Executive Board of that Organization to negotiate and sign the required agreements;

WHEREAS, as provided in article 28 of the regulations of the United Nations Joint Staff Pension Fund, this agreement has been communicated to the Joint Staff Pension Board by the representatives of the Secretary-General on that Board for observations prior to its conclusion and whereas the Joint Staff Pension Board has communicated to the Secretary-General that it has no objections to the execution of this agreement.

¹ Came into force on 20 April 1950 by signature.

² United Nations, *Official Records of the Third Session of the General Assembly, Part I*, resolution 248 (III).

IT IS, THEREFORE, AGREED AS FOLLOWS :

Article 1

The World Health Organization (hereinafter referred to as the Agency) accepts as of 1 May 1949, subject to the provisions of this Agreement, the regulations for the United Nations Joint Staff Pension Fund (hereinafter referred to as the Regulations) as applicable to itself and to the members of its staff, and becomes as from that date a member organization of the United Nations Joint Staff Pension Fund (hereinafter referred to as the Fund).

Article 2

In accordance with article 2 of the regulations, the Agency has determined that every full-time member of its staff shall be subject to the regulations if he enters employment under a contract for one year or more, or when he has completed one year of employment, provided that he is under sixty years of age at the time of entering such employment and that his participation is not excluded by his contract of employment and provided further that he is not a continuing active participant in a national pension scheme for civil servants.

The Director-General of the Agency shall promptly transmit to the Secretary of the United Nations Joint Staff Pension Board the names and other relevant data to be determined by the United Nations Joint Staff Pension Board (hereinafter referred to as the Board), pertaining to staff members becoming eligible for participation.

Article 3

Within one month following the signing of this Agreement, the Director-General shall transmit to the Secretary of the Board a complete list of members of the staff of the Agency eligible for participation in the Fund on the effective date of the admission of the Agency.

The period in respect of which a participant included in that list contributed to the Staff Provident Fund of the Agency shall be counted as contributory service provided that the earliest date from which employment with the Agency can be reckoned for the purpose of participation in the Fund shall be the 22nd day of July 1946.

Article 4

Within one month following the signing of this Agreement, the Agency shall transfer to the Fund :

(a) The amounts standing as of 30 April 1949 in the Staff Provident Fund

of the Agency to the credit of staff members who shall become eligible, in accordance with article 3 of this Agreement, for participation in the Fund. These amounts shall be twelve per cent of pensionable earnings during membership in the Staff Provident Fund.

(b) A sum equal to seventy-five per cent of the amounts transferred under (a).

Article 5

(a) The amount, if any, standing in the Staff Provident Fund of the Agency to the credit of a staff member who shall become eligible after the effective date of the admission of the Agency, in accordance with article 2 of this Agreement, for participation in the Fund shall be transferred by the Agency to the Fund. That amount shall be twelve per cent of the pensionable earnings of such staff member during his membership in the Staff Provident Fund.

(b) The Agency shall transfer to the Fund an amount equal to seventy-five per cent of the amount transferred under (a).

(c) The period in respect of which such participant contributed to the Staff Provident Fund of the Agency shall be counted as contributory service provided that the earliest date from which employment with the Agency can be reckoned for the purpose of participation in the Fund shall be the 22nd day of July 1946.

(d) The amounts to be transferred under (a) and (b) shall be transferred to the Fund within one month following the date of commencement of participation of such staff member.

Article 6

(a) The amounts transferred by the Agency to the Fund under Article 4 (a) shall be treated as provided in the regulations for amounts transferred from the Provident Fund at the time of entry into the Pension Fund.

(b) The amounts transferred by the Agency to the Fund under article 5 (a) shall be treated, to the extent of twelve per cent of the pensionable earnings of such staff member during his membership in the Staff Provident Fund up to 30 April 1949, as provided in the regulations for amounts transferred from the Provident Fund at the time of entry into the Pension Fund.

Article 7

All payments to be made by the Agency to the Fund in accordance with the regulations shall be treated by the Agency as preferred debts which shall be satisfied immediately after payment of salaries due by the Agency to its staff.

Article 8

Should the Agency for any reason interrupt or cease to make its payments to the Fund as required under the regulations, the Secretary of the Board shall promptly report the facts to the Board and the Board shall determine the date as of which the Agency shall be deemed to be in default. The Board shall then cause an actuarial valuation of the Fund to be made in order to determine the sum necessary to make good the Agency's share of the deficiency, if any, revealed by such valuation, which sum shall then become payable by the Agency to the Fund.

Thereafter, upon the death or cessation of service with the Agency of each participant in the employment of the Agency on the date of default, he or his designated beneficiary shall be paid the actuarial equivalent of the benefit to which he would have been entitled under article 10 of the regulations had he left the service of the Agency on the date of default.

As soon as the Agency has made the additional contributions necessary, as determined by actuarial valuation, to restore to each such participant remaining in the employment of the Agency during the period of default his contributory service prior to default and during the period subsequent to default, the prospective rights of each participant to the benefit provided in the preceding paragraph shall cease and he shall in lieu thereof be entitled to all the rights of a participant credited in accordance with the regulations with contributory service from his last date of participation prior to default.

Article 9

(a) The Agency shall furnish to the Board, at its request, information based on adequate books and records relating to participants, salary scales, changes in salaries, pensionable remuneration paid and deductions made therefrom.

(b) Procedure shall be agreed upon between the Agency and the Secretary of the Board, subject to the approval of the Board, with respect to reporting, vouchering and remittance of the contributions payable to the Fund in accordance with the regulations by the Agency and the members of its staff who are participants in the Fund and with respect to such other administrative matters as it may be necessary to regulate for the implementation of this Agreement.

(c) The Agency shall, in consultation with the Secretary of the Board, provide adequate information to its staff concerning the regulations of the Fund and its operation.

Article 10

This Agreement, of which the English and French texts are equally authentic, shall come into force on the date on which it is signed by both parties.

DONE in two original copies, one of which will be deposited with the Secretary-General of the United Nations and the other with the Director-General of the World Health Organization.

IN WITNESS WHEREOF the present Agreement has been signed :

For the United Nations :
By (*Signed*) Trygve LIE
Secretary-General
this twentieth day
of April 1950
at Lake Success

For the World Health Organization :
By (*Signed*) Brock CHISHOLM
Director-General
this twentieth day
of April 1950
at Geneva