

No. 8107

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UNITED NATIONS  
and  
CANADA

Exchange of letters (with annexes) constituting an agreement concerning the service with the United Nations Peace-Keeping Force in Cyprus of the national contingent provided by the Government of Canada. New York, 21 February 1966

*Official text: English.*

*Registered ex officio on 21 February 1966.*

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ORGANISATION DES NATIONS UNIES  
et  
CANADA

Échange de lettres (avec annexes) constituant un accord relatif à l'affectation à la Force des Nations Unies chargée du maintien de la paix à Chypre du contingent national fourni par le Gouvernement canadien. New York, 21 février 1966

*Texte officiel anglais.*

*Enregistré d'office le 21 février 1966.*

No. 8107. EXCHANGE OF LETTERS CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE UNITED NATIONS AND CANADA CONCERNING THE SERVICE WITH THE UNITED NATIONS PEACE-KEEPING FORCE IN CYPRUS OF THE NATIONAL CONTINGENT PROVIDED BY THE GOVERNMENT OF CANADA. NEW YORK, 21 FEBRUARY 1966

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I

*Letter from the Secretary-General of the United Nations  
to the Permanent Representative of Canada to the United Nations*

UNITED NATIONS  
NEW YORK  
EXECUTIVE OFFICE OF THE SECRETARY GENERAL

PO 210 CYPR (2)

21 February 1966

Sir,

1. I have the honour to refer to the resolution adopted by the Security Council on 4 March 1964 (S/5575)<sup>2</sup> by which it *inter alia* :

“ *Recommends* the creation, with the consent of the Government of Cyprus, of a United Nations peace-keeping force in Cyprus. The composition and size of the force shall be established by the Secretary-General, in consultation with the Governments of Cyprus, Greece, Turkey and the United Kingdom. The commander of the force shall be appointed by the Secretary-General and report to him. The Secretary-General, who shall keep the Governments providing the force fully informed, shall report periodically to the Security Council on its operation ;

“ *Recommends* that the function of the force should be, in the interest of preserving international peace and security, to use its best efforts to

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<sup>1</sup> Deemed to have taken effect as from 13 March 1964, the date that the national contingent provided by the Government of Canada departed from its home country to assume duties with the United Nations Peace-Keeping Force in Cyprus, in accordance with paragraph 14.

<sup>2</sup> United Nations, *Official Records of the Security Council, Nineteenth Year, Resolutions and Decisions of the Security Council, 1964* (S/INF/19/Rev. 1), p. 2.

prevent a recurrence of fighting and, as necessary, to contribute to the maintenance and restoration of law and order and a return to normal conditions ;

“ *Recommends* that the stationing of the force shall be for a period of three months, all costs pertaining to it being met, in a manner to be agreed upon by them, by the Governments providing the contingents and by the Government of Cyprus. The Secretary-General may also accept voluntary contributions for that purpose. ”

Subsequent resolutions of the Security Council have extended the mandate of the force for successive three month periods.

2. Pursuant to the resolution of 4 March 1964 the United Nations Force in Cyprus was established operationally on 27 March 1964. By an exchange of letters dated 31 March 1964 <sup>1</sup> an Agreement (S/5634) was concluded with the Republic of Cyprus concerning the Status of the Force. Regulations (ST/SGB/UNFICYP/1) for the Force have been issued on 25 April 1964. Copies of these documents are attached as Annex I <sup>2</sup> and Annex II <sup>3</sup> respectively.

3. I wish to express my appreciation to your Government for making available a contingent to serve with the United Nations Force in Cyprus. I should like to take this opportunity to bring to your attention the following considerations relating to the Force, and to propose the conclusion herewith of an agreement concerning the services of your national contingent with the Force.

4. The Regulations referred to above affirm the international character of the Force as a subsidiary organ of the United Nations and define the conditions of service for the members of the Force. National contingents provided for the Force serve under these Regulations.

5. The Regulations and the Agreement referred to in paragraph 2 of this letter also secure to the Force and its individual members the privileges and immunities necessary for the independent exercise of its functions. I should like to direct your attention to the provisions of the Regulations and of the Agreement which provide these privileges and immunities and particularly to article 29 of the Regulations and to paragraphs 10, 11 and 12 of my letter to the Minister of Foreign Affairs of Cyprus. It will be noted that paragraph 11 of this letter states that “ Members of the Force shall be subject to the exclusive jurisdiction of their respective national States in respect of any criminal offences which may be committed by them in Cyprus ”. This immunity from the jurisdiction of Cyprus is based on the understanding that the authorities of the participating States would exercise such jurisdiction

<sup>1</sup> United Nations, *Treaty Series*, Vol. 492, p. 57.

<sup>2</sup> See p. 130 of this volume.

<sup>3</sup> See p. 132 of this volume.

as might be necessary with respect to crimes or offences committed in Cyprus by any members of the Force provided from their own military services. It is assumed that the participating States will act accordingly.

6. I should also like to direct your attention to article 2 of the Regulations concerning their authority and to article 13 of the Regulations concerning "Good order and discipline". These articles provide :

" 2. *Authority of Regulations.* The present Regulations and supplemental instructions and orders issued pursuant thereto shall be binding upon all members of the Force. Contravention thereof shall constitute an offence subject to disciplinary action in accordance with the military laws and regulations applicable to the national contingent to which the offender belongs.

" ...

" 13. *Good order and discipline.* The Commander shall have general responsibility for the good order and discipline of the Force. He may make investigations, conduct inquiries and require information, reports and consultations for the purpose of discharging this responsibility. Responsibility for disciplinary action in national contingents provided for the Force rests with the commanders of the national contingents. Reports concerning disciplinary action shall be communicated to the Commander who may consult with the commander of the national contingent and, if necessary, through the Secretary-General with the authorities of the Participating State concerned."

7. In view of the considerations set out in paragraphs 5 and 6 above, I should appreciate your assurance that the commander of the national contingent provided by your Government will be in a position to exercise the necessary disciplinary authority. I should also appreciate your assurance that your Government will be prepared to exercise firm and effective jurisdiction with respect to any crime or offence which might be committed by a member of such national contingent and to report to the United Nations in each case on the action taken.

8. The effective functioning of the Force requires that some continuity of service of units with the Force be ensured in order that the Commander may be in a position to plan his operations with knowledge of what units will be available. I should, therefore, appreciate your assurance that the national contingent provided by your Government will not be withdrawn without adequate prior notification to the Secretary-General, so as to avoid the impairment of the ability of the Force to discharge its functions. Likewise, should circumstances render the service of your national contingent with the Force no longer necessary, the Secretary-General undertakes to consult with your Government and to give adequate prior notification concerning its withdrawal.

9. Reference is also made to articles 11 and 12 of the Regulations which deal with "Command authority" and "Chain of command and delegation of authority". Article 12 provides, *inter alia*, that changes in commanders of national contingents which have been made available by participating Governments should be made in consultation among the Secretary-General, the Force Commander, and the appropriate authorities of the participating Government.

10. I should also like to refer to article 40 of the Regulations concerning "Observance of Conventions" which provides:

"The Force shall observe the principles and spirit of the general international Conventions applicable to the conduct of military personnel."

11. The international Conventions referred to in this Regulation include, *inter alia*, the Geneva (Red Cross) Conventions of 12 August 1949<sup>1</sup> to which your Government is a party and the UNESCO Convention on the Protection of Cultural Property in the Event of Armed Conflict, signed at the Hague on 14 May 1954.<sup>2</sup> In this connexion, and particularly with respect to the humanitarian provisions of these Conventions, it is requested that the Governments of the participating States ensure that the members of their contingents serving with the Force be fully acquainted with the obligations arising under these Conventions and that appropriate steps be taken to ensure their enforcement.

12. (a) Authorities of the participating States will, in accordance with and within their domestic legislation, use their best efforts to bring about settlement of claims and compliance with awards made by a Cypriot court or by the Claims Commission against a member of the contingent of the State with respect to acts committed outside the scope of his official functions.

(b) In addition to the undertaking in subparagraph (a) above, the participating States will, as appropriate, enter into supplementary agreements with the United Nations concerning the settlement of claims arising out of acts committed by a member of their national contingent either within or outside the scope of his official functions.

13. Finally, I suggest that questions involving expenses should be dealt with, in the light of the resolution of the Security Council, in a supplementary agreement. Such other supplementary arrangements concerning the service of your national contingent with the Force may be made as occasion requires.

<sup>1</sup> United Nations, *Treaty Series*, Vol. 75, pp. 31, 85, 135, and 287.

<sup>2</sup> United Nations, *Treaty Series*, Vol. 249, p. 215.

14. It is the intention that this letter together with your reply accepting the proposals set forth herein shall constitute an agreement between the United Nations and Canada and shall be deemed to have taken effect from the date that the national contingent provided by your Government departed from its home country to assume duties with the Force. It is also intended that it shall remain in force until such time as your national contingent may be withdrawn from the Force either in accordance with the terms of paragraph 8 above or in the light of developments affecting the functioning of the Force which may render its service no longer necessary. The provisions of paragraph 15 relating to the settlement of disputes should remain in force until all outstanding claims have been settled.

15. It is also proposed that all disputes between the United Nations and your Government concerning the interpretation or application of this agreement which are not settled by negotiation or other agreed mode of settlement shall be referred for final settlement to a tribunal of three arbitrators. One of the arbitrators shall be appointed by the Secretary-General of the United Nations, one by your Government, and the umpire shall be chosen jointly by the Secretary-General and your Government. If the two parties fail to agree on the appointment of the umpire within one month of the proposal of arbitration by one of the parties, the President of the International Court of Justice shall be asked by either party to appoint the umpire. Should a vacancy occur for any reason, the vacancy shall be filled within thirty days by the method laid down in this paragraph for the original appointment. The tribunal shall come into existence upon the appointment of the umpire and at least one of the other members of the tribunal. Two members of the tribunal shall constitute a quorum for the performance of its functions, and for all deliberations and decisions of the tribunal a favourable vote of two members shall be sufficient.

Accept, Sir, the assurances of my highest consideration.

U THANT  
Secretary-General

The Permanent Representative of Canada  
to the United Nations  
New York, N.Y.

## II

*Reply from the Permanent Representative of Canada to the United Nations  
to the Secretary-General of the United Nations*

THE PERMANENT MISSION OF CANADA  
TO THE UNITED NATIONS

New York, February 21, 1966

Excellency,

I have the honour to acknowledge receipt of your letter of today's date proposing agreement between the United Nations and Canada on certain matters relating to Canadian participation in the United Nations Peace-keeping Force in Cyprus.

My Government agrees to the proposals contained in your letter, is glad to give you the assurances requested in paragraphs 7 and 8 of that letter and concurs with your proposal that your letter and this reply shall constitute an agreement between the United Nations and Canada which shall be deemed to have taken effect from the date on which the Canadian Contingent departed from Canada to assume duties with the United Nations Force.

Yours sincerely,

Paul TREMBLAY  
Permanent Representative of Canada  
to the United Nations

H.E. U Thant  
Secretary-General of the United Nations  
New York

ANNEX I

(S/5634)

EXCHANGE OF LETTERS CONSTITUTING AN AGREEMENT BETWEEN  
THE UNITED NATIONS AND THE GOVERNMENT OF THE REPUBLIC  
OF CYPRUS CONCERNING THE STATUS OF THE UNITED NATIONS  
PEACE-KEEPING FORCE IN CYPRUS. NEW YORK, 31 MARCH 1964

*[For the text of this annex, see United Nations, Treaty Series,  
Vol. 492, p. 58.]*

## ANNEX II

## REGULATIONS FOR THE UNITED NATIONS FORCE IN CYPRUS

ST/SGB/UNFICYB/1

25 April 1964

## SECRETARY-GENERAL'S BULLETIN

*To* : The United Nations Force in Cyprus*Subject* : Regulations for the United Nations Force in Cyprus

The attached Regulations for the United Nations Force in Cyprus are issued by the Secretary-General for the United Nations Force in Cyprus established pursuant to the Security Council resolution of 4 March 1964 (S/5575). They shall be effective from 10 May 1964. The Regulations, for the most part, are intended to continue in effect the policies and practices which have been followed in respect of the Force since it came into existence.

U THANT  
Secretary-General

## CONTENTS

<i>Chapter I. GENERAL PROVISIONS</i>	<i>Pages</i>
1. Issuance of Regulations . . . . .	134
2. Authority of Regulations . . . . .	134
3. Amendments and Supplemental Instructions . . . . .	134
4. Command Orders . . . . .	134
5. Definitions . . . . .	136
 <i>Chapter II. INTERNATIONAL CHARACTER, UNIFORM, INSIGNIA, AND PRIVILEGES AND IMMUNITIES</i>	
6. International Character . . . . .	136
7. Flag . . . . .	136
8. Uniform and Insignia . . . . .	136
9. Markings . . . . .	138
10. Privileges and Immunities. . . . .	138
 <i>Chapter III. AUTHORITY AND COMMAND IN THE UNITED NATIONS FORCE IN CYPRUS</i>	
11. Command Authority . . . . .	138
12. Chain of Command and Delegation of Authority . . . . .	138
13. Good Order and Discipline . . . . .	138
14. Investigation of Incidents and Losses . . . . .	140
15. Military Police . . . . .	140
 <i>Chapter IV. GENERAL ADMINISTRATIVE, EXECUTIVE AND FINANCIAL ARRANGEMENTS</i>	
16. Authority of the Secretary-General . . . . .	140
17. Operation of the Force . . . . .	142
18. Headquarters . . . . .	142
19. Finance and Accounting . . . . .	142
20. Personnel . . . . .	142
21. Administration . . . . .	144
22. Contracts . . . . .	144
23. Public Information . . . . .	144



<i>Chapter V. RIGHTS AND DUTIES OF MEMBERS OF THE FORCE</i>	<i>Pages</i>
24. Respect for Local Law and Conduct Befitting International Status	144
25. United Nations Legal Protection . . . . .	146
26. Instructions . . . . .	146
27. Discretion and Non-Communication of Information . . . . .	146
28. Honours and Remuneration from External Sources . . . . .	146
29. Jurisdiction . . . . .	146
30. Customs duties and foreign exchange regulations . . . . .	146
31. Identity Cards . . . . .	146
32. Driving . . . . .	148
33. Pay . . . . .	148
34. Dependants . . . . .	148
35. Leave . . . . .	148
36. Promotion . . . . .	148
 <i>Chapter VI. RELATIONS BETWEEN THE PARTICIPATING GOVERNMENTS AND THE UNITED NATIONS</i>	
37. Channel for Communication . . . . .	148
38. Visits to the Force . . . . .	148
39. Service-Incurred Death, Injury or Illness . . . . .	148
 <i>Chapter VII. APPLICABILITY OF INTERNATIONAL CONVENTIONS</i>	
40. Observance of Conventions . . . . .	148

### *Chapter I*

#### GENERAL PROVISIONS

1. *Issuance of Regulations.* The Regulations for the United Nations Force in Cyprus (UNFICYP) (hereinafter referred to as the Force) are issued by the Secretary-General and shall be deemed to take effect from the date that the first elements of the Force are placed under the United Nations Commander. The Regulations, and supplemental instructions and orders referred to in Regulations 3 and 4, shall be made available to all units of the Force.

2. *Authority of Regulations.* The present Regulations and supplemental instructions and orders issued pursuant thereto shall be binding upon all members of the Force. Contravention thereof shall constitute an offence subject to disciplinary action in accordance with the military laws and regulations applicable to the national contingent to which the offender belongs.

3. *Amendments and Supplemental Instructions.* These Regulations may be amended or revised by the Secretary-General. Supplemental instructions consistent with the present Regulations may be issued by the Secretary-General as required with respect to matters not delegated to the Commander of the Force (hereinafter referred to as the Commander).

4. *Command Orders.* The Commander may issue Orders not inconsistent with resolutions of the Security Council relating to the Force, these Regulations and amendments thereto, and with supplemental instructions referred to in Regulation 3 :

(a) In the discharge of his duties as Commander of the Force ; or

(b) In implementation or explanation of these Regulations.

Command Orders shall be subject to review by the Secretary-General.

5. *Definitions.* The following definitions shall apply to the terms used in the present Regulations :

- (a) The “ Commander of the United Nations Force in Cyprus ” or the “ Commander ” is the general officer appointed by the Secretary-General to exercise in the field full command of the Force.
- (b) The “ United Nations Force in Cyprus ” or “ Force ” is the subsidiary organ of the United Nations described in Regulation 6 below.
- (c) A “ member of the United Nations Force in Cyprus ” or a “ member of the Force ” is the Commander and any person, belonging to the military services of a State, who is serving under the Commander and any civilian placed under the Commander by the State to which such civilian belongs.
- (d) A “ Participating State ” is a Member of the United Nations that contributes military personnel to the Force. A “ Participating Government ” is the Government of a Participating State.
- (e) The “ authorities of a Participating State ” are those authorities who are empowered by the law of that State to enforce its military or other law with respect to the members of its armed forces.
- (f) The “ Host State ” is the Republic of Cyprus. The “ Host Government ” is the Government of the Host State.

## *Chapter II*

### INTERNATIONAL CHARACTER, UNIFORM, INSIGNIA, AND PRIVILEGES AND IMMUNITIES

6. *International Character.* The United Nations Force in Cyprus is a subsidiary organ of the United Nations established pursuant to the resolution of the Security Council of 4 March 1964 (S/5575) and consists of the Commander and all personnel placed under his command by Member States. The members of the Force, although remaining in their national service, are, during the period of their assignment to the Force, international personnel under the authority of the United Nations and subject to the instructions of the Commander, through the chain of command. The functions of the Force are exclusively international and members of the Force shall discharge these functions and regulate their conduct with the interest of the United Nations only in view.

7. *Flag.* The Force is authorized to fly the United Nations flag in accordance with the United Nations Flag Code and Regulations. The Force shall display the United Nations flag and emblem on its Headquarters and on its posts, vehicles and otherwise as decided by the Commander. Other flags or pennants may be displayed only in exceptional cases and in accordance with conditions prescribed by the Commander.

8. *Uniform and Insignia.* Members of the Force shall wear their national uniform in accordance with their national uniform regulations and with such identifying United Nations insignia as the Commander, in consultation with the Secretary-General, shall prescribe. Civilian dress may be worn at such times and in accordance with such conditions as may be authorized by the Commander.

9. *Markings.* All means of transportation of the Force, including vehicles, vessels and aircraft, and all other equipment when specifically designated by the Commander, shall bear a distinctive United Nations mark and United Nations licence number.

10. *Privileges and Immunities.* The Force, as a subsidiary organ of the United Nations, enjoys the status, privileges and immunities of the Organization provided in Article 105 of the Charter of the United Nations, the Convention on the Privileges and Immunities of the United Nations<sup>1</sup> and the Agreement between the United Nations and the Republic of Cyprus signed on 31 March 1964.<sup>2</sup> The entry without duty or restrictions of equipment and supplies of the Force, and of personal effects required by members of the Force by reason of their presence in the Host State with the Force, shall be effected in accordance with details to be arranged with the Host State. The Provisions of Article II of the Convention on the Privileges and Immunities of the United Nations shall also apply to the property, funds and assets of Participating States used in the Host State in connexion with the national contingents serving in the Force.

### Chapter III

#### AUTHORITY AND COMMAND IN THE UNITED NATIONS FORCE IN CYPRUS

11. *Command Authority.* The Secretary-General, pursuant to authority under the resolution of the Security Council of 4 March 1964 (S/5575) shall issue directives to the Commander as appropriate. The Commander exercises in the field full command authority of the Force. He is operationally responsible for the performance of all functions assigned to the Force by the United Nations, and for the deployment and assignment of troops placed at the disposal of the Force.

12. *Chain of Command and Delegation of Authority.* The Commander shall designate the chain of command for the Force, making use of the officers of his Headquarters staff and the commanders of the national contingents made available by Participating Governments. He may delegate his authority through the chain of command. Changes in commanders of national contingents made available by Participating Governments shall be made in consultation among the Secretary-General, the Commander and the appropriate authorities of the Participating Government concerned. The Commander may make such provisional emergency assignments as may be required. Subject to the provisions of these Regulations, the Commander has full and exclusive authority with respect to all assignments of members of his Headquarters staff and, through the chain of command, of all members of the Force, including the deployment and movement of all contingents in the Force and units thereof. Instructions from the principal organs of the United Nations shall be channelled by the Secretary-General through the Commander and the chain of command designated by him.

13. *Good order and discipline.* The Commander shall have general responsibility for the good order and discipline of the Force. He may make investigations, conduct

<sup>1</sup> United Nations, *Treaty Series*, Vol. 1, p. 15, and Vol. 90, p. 327 (corrigendum to Vol. 1, p. 18).

<sup>2</sup> United Nations, *Treaty Series*, Vol. 492, p. 57.

inquiries and require information, reports and consultations for the purpose of discharging this responsibility. Responsibility for disciplinary action in national contingents provided for the Force rests with the commanders of the national contingents. Reports concerning disciplinary action shall be communicated to the Commander who may consult with the commander of the national contingent and, if necessary, through the Secretary-General with the authorities of the Participating State concerned.

14. *Investigation of incidents and losses.* The Commander shall establish and ensure the effective implementation of procedures for the reporting and investigation of incidents, accidents and losses involving the Force or its members or property used by the Force, making use of the military police, as appropriate, in particular in the following cases: (a) any incident involving (i) death or serious injury to a member of the Force, or (ii) death, injury or property damage to a person or persons not belonging to the Force, wherein a member of the Force or property used by the Force is involved; (b) the occurrence or discovery of any loss of, or damage to equipment, stores or other property used by the Force, whether owned by the Force or by contingents, which exceeds an amount to be determined by the Force Commander and cannot be ascribed to normal wear and tear.

15. *Military police.* The Commander shall provide for military police for any camps, establishments or other premises which are occupied by the Force in the Host State and for such areas where the Force is deployed in the performance of its functions. Elsewhere military police of the Force may be employed, in so far as such employment is necessary to maintain discipline and order among members of the Force or to conduct investigations relating to the Force or its members. For the purpose of this Regulation, the military police of the Force shall have the power to take into custody any member of the Force who thereupon shall be transferred as soon as possible to the custody of his own national contingent commander pending any action taken in accordance with paragraph 13 of the present Regulations. Nothing in this Regulation is in derogation of the authority of arrest conferred upon members of a national contingent vis-à-vis one another.

#### Chapter IV

##### GENERAL ADMINISTRATIVE, EXECUTIVE AND FINANCIAL ARRANGEMENTS

16. *Authority of the Secretary-General.* The Secretary-General of the United Nations shall have authority for all administrative and executive matters affecting the Force and for all financial matters pertaining to the receipt, custody and disbursement of voluntary contributions in cash or in kind for the maintenance and operation of the Force. He shall be responsible for the negotiation and conclusion of agreements with Governments concerning the Force, the composition and size of the Force being established in consultation with the Governments of Cyprus, Greece, Turkey and the United Kingdom, and the manner of meeting all costs pertaining to the Force being agreed by the Governments providing contingents and by the Government of Cyprus. Within the limits of available voluntary contributions

he shall make provisions for the settlement of any claims arising with respect to the Force that are not settled by the Governments providing contingents or the Government of Cyprus. The Secretary-General shall establish a Special Account for the United Nations Force in Cyprus to which will be credited all voluntary cash contributions for the establishment, operation and maintenance of the Force and against which all payments by the United Nations for the Force shall be charged. The United Nations financial responsibility for the provision of facilities, supplies and auxiliary services for the Force shall be limited to the amount of voluntary contributions received in cash or in kind.

17. *Operation of the Force.* The Commander shall be responsible for the operation of the Force and, subject to the limitation in Regulation 16, for arrangements for the provision of facilities, supplies and auxiliary services. In the exercise of this authority he shall act in consultation with the Secretary-General and in accordance with the administrative and financial principles set forth in Regulations 18-23 following.

18. *Headquarters.* The Commander shall establish the Headquarters for the Force and such other operational centres and liaison offices as may be found necessary.

19. *Finance and accounting.* Financial administration of the Force shall be limited to the voluntary contributions in cash or in kind made available to the United Nations and shall be in accordance with the Financial Rules and Regulations of the United Nations and the procedures prescribed by the Secretary-General.

20. *Personnel.* (a) The Commander of the Force shall be appointed by the Secretary-General. The Commander shall be entitled to diplomatic privileges, immunities and facilities in accordance with sections 19 and 27 of the Convention on the Privileges and Immunities of the United Nations. The Commander may appoint to his Headquarters staff, officers made available by the Participating States and such other officers as may be recruited in agreement with the Secretary-General. Such officers on his Headquarters staff and such other senior field officers as he may designate shall be entitled to the privileges and immunities of article VI of the Convention on the Privileges and Immunities of the United Nations.

(b) The Commander shall arrange with the Secretary-General for such international recruitment or detailment of staff from the United Nations Secretariat or from the specialized agencies to serve with the Force as may be necessary. Unless otherwise specified in the terms of their contracts such personnel are staff members of the United Nations, subject to the Staff Regulations thereof and entitled to the privileges and immunities of United Nations officials under articles V and VII of the Convention on the Privileges and Immunities of the United Nations.

(c) The Commander may recruit such local personnel as the Force requires. The terms and conditions of employment for locally recruited personnel shall be prescribed by the Commander and shall generally, to the extent practicable, follow the practice prevailing in the locality. They shall not be subject to or entitled to the benefits of the Staff Regulations of the United Nations, but shall be entitled to immunity from legal process in respect of words spoken or written and all acts per-

formed by them in their official capacity as provided in section 18 (a) of the Convention on the Privileges and Immunities of the United Nations and shall be exempt from taxes on their salaries and emoluments received from the Force and from national service obligations as provided in section 18 (b) and (c) of the said Convention. Disputes concerning the terms of employment and conditions of service of locally recruited personnel shall be settled by administrative procedure to be established by the Commander.

21. *Administration.* The Commander with his civilian administrative staff shall in accordance with procedures prescribed by him within the limits of Regulation 16, and in consultation with the Secretary-General, arrange for :

- (a) the billeting and provision of food for any personnel attached to the Force for whom their own Government has not made provision ;
- (b) the establishment, maintenance and operation of service institutes providing amenities for members of the Force and other United Nations personnel as authorized by the Commander ;
- (c) the transportation of personnel and equipment ;
- (d) the procurement, storage and issuance of supplies and equipment required by the Force which are not directly provided by the Participating Governments ;
- (e) maintenance and other services required for the operation of the Force ;
- (f) the establishment, operation and maintenance of telecommunication and postal service for the Force ;
- (g) the provision of medical, dental and sanitary services for personnel in the Force.

22. *Contracts.* The Commander shall, within the limits of Regulation 16, enter into contracts and make commitments for the purpose of carrying out his functions under these Regulations.

23. *Public information.* Public information activities of the Force and relations of the Force with the Press and other information media shall be the responsibility of the Commander acting in accordance with policy defined by the Secretary-General.

#### *Chapter V*

#### RIGHTS AND DUTIES OF MEMBERS OF THE FORCE

24. *Respect for local law and conduct befitting international status.* It is the duty of members of the Force to respect the laws and regulations of the Host State and to refrain from any activity of a political character in the Host State or other action incompatible with the international nature of their duties. They shall conduct themselves at all times in a manner befitting their status as members of the United Nations Force in Cyprus.

25. *United Nations legal protection.* Members of the Force are entitled to the legal protection of the United Nations and shall be regarded as agents of the United Nations for the purpose of such protection.

26. *Instructions.* In the performance of their duties the members of the Force shall receive their instructions only from the Commander and the chain of command designated by him.

27. *Discretion and non-communication of information.* Members of the Force shall exercise the utmost discretion in regard to all matters relating to their duties and functions. They shall not communicate to any person any information known to them by reason of their position with the Force which has not been made public, except in the course of their duties or by authorization of the Commander who shall act in consultation with the Secretary-General in appropriate cases. The obligations of this Regulation do not cease upon the termination of their assignment with the Force.

28. *Honours and remuneration from external sources.* No member of the Force may accept any honour, decoration, favour, gift or remuneration incompatible with the individual's status and functions as a member of the Force.

29. *Jurisdiction.* (a) Members of the Force shall be subject to the criminal jurisdiction of their respective national States in accordance with the laws and regulations of those States. They shall not be subject to the criminal jurisdiction of the courts of the Host State. Responsibility for the exercise of criminal jurisdiction shall rest with the authorities of the Participating State concerned, including as appropriate the commanders of the national contingents.

(b) Members of the Force shall not be subject to the civil jurisdiction of the courts of the Host State or to other legal process in any matter relating to their official duties.

(c) Members of the Force shall remain subject to the military rules and regulations of their respective national States without derogating from their responsibilities as members of the Force as defined in these Regulations and any rules made pursuant thereto.

(d) Disputes involving the Force or its members shall be settled in accordance with such procedures provided by the Secretary-General as may be required, including the establishment of a claims commission or commissions. Supplemental instructions defining the jurisdiction of such commissions or other bodies as may be established shall be issued by the Secretary-General in accordance with article 3 of these Regulations.

30. *Customs duties and foreign exchange regulations.* Members of the Force shall comply with such arrangements regarding customs and foreign exchange regulations as may be made between the Host State and the United Nations.

31. *Identity cards.* The Commander, under the authority of the Secretary-General, shall provide for the issuance and use of personal identity cards certifying

that the bearer is a member of the United Nations Force in Cyprus. Members of the Force may be required to present, but should not surrender, their identity cards upon demand of such authorities of the Host State as may be mutually agreed between the Commander and the Host Government.

32. *Driving.* In driving vehicles members of the Force shall exercise the utmost care at all times. Orders concerning driving of service vehicles and permits or licences for such operation shall be issued by the Commander.

33. *Pay.* Responsibility for pay of members of the Force shall rest with their respective national State. They shall be paid in the field in accordance with arrangements to be made between the appropriate pay officer of their respective national State and the Commander.

34. *Dependants.* Members of the Force may not be accompanied to their duty station by members of their families except where expressly authorized and in accordance with conditions prescribed by the Secretary-General in consultation with the Commander.

35. *Leave.* The Commander shall specify conditions for the granting of passes and leave.

36. *Promotion.* Promotions in rank for members of the Force remain the responsibility of the Participating Governments.

#### Chapter VI

##### RELATIONS BETWEEN THE PARTICIPATING GOVERNMENTS AND THE UNITED NATIONS

37. *Channel for communications.* The channel for communications between the United Nations and the Participating Governments concerning their units in the Force, or the Force itself, shall be United Nations Headquarters in New York, through their Permanent Missions to the Organization.

38. *Visits to the Force.* Visits to the Force by officials of the Participating Governments shall be arranged with the Commander through United Nations Headquarters in New York.

39. *Service-incurred death, injury or illness.* In the event of death, injury or illness of a member of the Force attributable to service with the Force, the respective State from whose military services the member has come will be responsible for such benefits or compensation awards as may be payable under the laws and regulations applicable to service in the armed forces of that State. The Commander shall have responsibility for arrangements concerning the body and personal property of a deceased member of the Force.

#### Chapter VII

##### APPLICABILITY OF INTERNATIONAL CONVENTIONS

40. *Observance of Conventions.* The Force shall observe and respect the principles and spirit of the general international Conventions applicable to the conduct of military personnel.