

No. 9070

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**UNITED NATIONS**  
and  
**ITALY**

**Exchange of letters constituting an agreement for the establishment and maintenance at Rome of the United Nations Social Defence Research Institute (with annex and map). Rome, 15 January 1968**

*Official text : French.*

*Registered ex officio on 6 May 1968.*

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**ORGANISATION DES NATIONS UNIES**  
et  
**ITALIE**

**Échange de lettres constituant un accord au sujet de l'établissement à Rome d'un Institut de recherche des Nations Unies sur la défense sociale (avec annexe et carte). Rome, 15 janvier 1968**

*Texte officiel français.*

*Enregistré d'office le 6 mai 1968.*

[TRANSLATION — TRADUCTION]

No. 9070. EXCHANGE OF LETTERS CONSTITUTING AN AGREEMENT<sup>1</sup> BETWEEN THE UNITED NATIONS AND THE GOVERNMENT OF THE ITALIAN REPUBLIC FOR THE ESTABLISHMENT AND MAINTENANCE AT ROME OF THE UNITED NATIONS SOCIAL DEFENCE RESEARCH INSTITUTE. ROME, 15 JANUARY 1968

I

15 January 1968

Sir,

I have the honour to refer to the consultations that have taken place during the past several months between the representatives of the Government of the Italian Republic and the representatives of the United Nations concerning the establishment at Rome of a United Nations Social Defence Research Institute as a major contribution towards implementing Economic and Social Council resolution 1086 B<sup>2</sup> concerning organizational arrangements for the United Nations Social Defence Programme. These consultations culminated in an aide-mémoire which the Permanent Mission of Italy to the United Nations, in a Note Verbale of 28 April 1967, recognized as constituting a suitable basis for formulating the definitive agreement between the United Nations and the Italian Government.

I now, therefore, confirm that the United Nations wishes to accept the generous arrangements agreed to by your Government for the establishment of the aforementioned Institute.

The Institute will be an important means of developing and supporting the intensified Social Defence Programme referred to in the Council's resolution. Its activities will be directed towards the development of new knowledge and the application of such knowledge through improvements in policy and practice in the prevention and control of juvenile delinquency and adult criminality. To that end, the Institute will conduct research and organize and finance field studies, in collaboration with the countries

<sup>1</sup> Came into force on 6 May 1968, the date on which the Parties notified each other that the procedures required for its entry into force had been fulfilled, in accordance with the last paragraph of the said notes.

<sup>2</sup> United Nations, *Official Records of the Economic and Social Council, Thirty-ninth Session, Supplement No. 1*, p. 9.

concerned. It will provide technical support for major projects on social defence policies and programmes to be carried out by the United Nations.

The Institute will also ensure technical support and co-ordination of research activities undertaken at the regional and national level with United Nations assistance. The Institute will maintain an international library of criminological and penological reference material to serve the needs both of the United Nations and of specialists and other experts requiring such facilities.

It will also be prepared to accommodate senior fellows who, upon application, are admitted to pursue their research at the Institute in association with the staff of the Institute, as advocated by the Advisory Committee of Experts on the Prevention of Crime and the Treatment of Offenders (E/CN. 5/398).

The Institute, while not itself directly undertaking training, will facilitate training through the development of training materials and through the support of and collaboration with international, regional or local training programmes.

The contribution of the Italian Government, as described in the annex to this letter, is welcome for the purposes described above and is hereby formally accepted.

It is understood that the Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946,<sup>1</sup> to which the Italian Republic is a party, shall be applicable to the Institute.

Supplementary arrangements may, if necessary, be concluded in order to further the purposes of the Institute.

This exchange of letters together with the annex will be deemed to constitute an agreement between the Italian Government and the United Nations which will enter into force when the parties notify each other that they have carried out the formalities required by their respective legislation or statutes. This agreement will remain in force indefinitely, with the proviso that, after an original three-year period, either party may denounce the agreement on one year's notice.

Accept, Sir, etc.

The Under-Secretary-General :

P. P. SPINELLI

Mr. Casto Caruso  
Secretary-General  
Ministry of Foreign Affairs  
Rome

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

## ANNEX

1. The Government of the Italian Republic (hereinafter referred to as "the Government") shall place at the disposal of the United Nations for occupancy by the United Nations Social Defence Research Institute (hereinafter referred to as "the Institute") without charge, certain premises in the building at 52 Via Giulia, Rome, now under the administration of the Ministry of Justice. These premises are indicated in the attached floor plan.<sup>1</sup>
2. The Government shall also provide at its own expense for the maintenance of the premises including adequate heating, lighting and water supply, extending the installations, as may be agreed upon.
3. In addition to the office space indicated in the annexed plan, the Institute may use, when it so requires, the large conference room on the first floor and the auditorium on the second floor. These two rooms, unlike the above-mentioned premises, shall not be reserved for the exclusive use of the United Nations.
4. The Government shall furnish and equip the premises of the Institute. This shall include desks, chairs, tables, lamps, draperies and carpeting, and the necessary office equipment such as files, typewriters, dictating machines and duplicating equipment. Shelving and other equipment for maintaining a library shall also be provided by the Italian authorities. Telephones shall be installed at the expense of the Government.
5. Electricity, heat and water shall be paid for by the Government but telephone and cable charges shall be borne by the Institute. Normal maintenance of the equipment referred to in the foregoing paragraph shall be the responsibility of the Institute. The Institute shall provide its own office supplies.
6. The Government shall, subject to Parliamentary approval, make an annual cash grant of fifty million lire in support of the Institute for a three-year period beginning on 1 January 1968.
7. It is proposed to recruit staff and execute the programme gradually so as to ensure orderly expansion. These activities shall, however, proceed as rapidly as necessary for harmonious development. The Director and Chief of Administration and the necessary stenographic and clerical help shall take up their duties as soon as the exchange of letters constituting an agreement is signed.
8. The space contemplated for the library within the premises allocated to the Institute appears to be adequate for the present but, since it is intended to build up a very comprehensive library, it should be borne in mind that separate and additional space may be required for this purpose. If such space is required, the Government shall seek to provide the necessary accommodation which must be within easy access of the Institute.
9. The work programme of the Institute shall be drawn up in the light of the activities approved by the Economic and Social Council and as recommended by the Commission for Social Development. The Advisory Committee of Experts on the Prevention of Crime and the Treatment of Offenders, in advising the Secretary-General and the

<sup>1</sup> See page 20 of this volume.

Commission for Social Development, as appropriate, on the United Nations work programme in social defence, shall specify those activities which in its view should be carried out by the Institute. If necessary, the Secretary-General may, on the advice of the Advisory Committee, set up small technical groups to advise on specific aspects of the Institute's work.

10. The Institute shall be headed by a Director appointed by the Secretary-General. He shall be responsible for organizing and administering the Institute in accordance with the established programme of work. On matters of substance and general policy, the Director shall report to, and receive instructions from, the Director of the Social Development Division (Department of Economic and Social Affairs). For administrative purposes the Institute shall be attached to the Office of the Director-General of the United Nations Office at Geneva.

11. Any dispute between the United Nations and the Government concerning the interpretation or application of this agreement or of any supplementary agreements and any questions affecting the Institute which cannot be settled by negotiation or any other agreed procedure, shall be referred to a tribunal of three arbitrators: one to be appointed by the Secretary-General of the United Nations, one to be appointed by the Minister for Foreign Affairs of the Italian Republic, and the third, who shall be Chairman of the Tribunal, to be chosen by the first two arbitrators. Should the first two arbitrators fail to agree on the choice of the third, the third arbitrator shall be appointed by the President of the International Court of Justice.

## II

Rome, 15 January 1968

Sir,

In your letter of 15 January 1968 you informed me as follows :

[See letter I]

I have the honour to confirm that the Italian Government is in agreement with the foregoing and that your letter together with the annex thereto and this reply constitute an agreement between the Italian Government and the United Nations.

Accept, Sir, etc.

Casto CARUSO

Mr. Pier Pasquale Spinelli  
Under-Secretary-General of the United Nations  
Geneva