

**No. 11532**

---

**NETHERLANDS  
and  
EXECUTIVE BOARD ESTABLISHED BY THE  
STATUTE OF THE EUROPEAN SCHOOL**

**Agreement concerning the operation of the European  
School in the Netherlands. Signed at The Hague on  
29 April 1970**

*Authentic text: Dutch.*

*Registered by the Netherlands on 27 January 1972.*

---

**PAYS-BAS  
et  
CONSEIL SUPÉRIEUR CRÉÉ PAR LE  
STATUT DE L'ÉCOLE EUROPÉENNE**

**Accord relatif au fonctionnement de l'École européenne  
aux Pays-Bas. Signé à La Haye le 29 avril 1970**

*Texte authentique : néerlandais.*

*Enregistré par les Pays-Bas le 27 janvier 1972.*

[TRANSLATION — TRADUCTION]

AGREEMENT<sup>1</sup> BETWEEN THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS AND THE EXECUTIVE BOARD ESTABLISHED BY THE STATUTE OF THE EUROPEAN SCHOOL CONCERNING THE OPERATION OF THE EUROPEAN SCHOOL IN THE NETHERLANDS

---

The Government of the Kingdom of the Netherlands (hereinafter referred to as “the Government”) and the Executive Board established by the Statute of the European School (hereinafter referred to as “the Executive Board”) signed at Luxembourg on 12 April 1957,<sup>2</sup>

Considering that the Executive Board, pursuant to article 2 of the Protocol concerning the establishment of European Schools, signed at Luxembourg on 13 April 1962,<sup>3</sup> decided on 13 and 14 April 1962 to establish a new European School (hereinafter referred to as “the School”) and designated Bergen (North Holland) as the site of its initial establishment,

Desiring, in accordance with the aims of the said Statute and Protocol, to negotiate a further agreement, as provided for in article 28 of the Statute, for the purpose of ensuring that the School operates in the best possible material and moral conditions,

Have agreed as follows :

*Article I*

(1) The Government shall make available free of charge to the School the buildings required for the efficient operation of the School in accordance with the aims set forth in the Statute of the European School. It shall also make available free of charge the fixtures of these buildings in accordance with the practice followed in the case of similar Netherlands educational establishments.

(2) As regards the maintenance of buildings and fixtures, the repair of damage to them and the supply of teaching materials to the School, the

---

<sup>1</sup> Came into force on 14 October 1970, the date on which the Government of the Netherlands informed the Executive Board that the constitutionally required formalities had been completed, in accordance with article XII (2).

<sup>2</sup> United Nations, *Treaty Series*, vol. 443, p. 128.

<sup>3</sup> *Ibid.*, vol. 752, p. 267.

Government shall act in accordance with the practice followed in the case of similar Netherlands educational establishments. For the purposes of this article, teaching materials shall not be deemed to include textbooks and the writing and drawing materials of the pupils.

#### *Article II*

(1) Children of Netherlands nationality whose parents or foster-parents are not in some manner connected with an establishment in the Netherlands of one of the European Communities or with the School itself shall not be entitled to attend the School, save where the Netherlands Minister for Education and Sciences decides otherwise in particular cases.

(2) Children of Netherlands nationality whose parents or foster-parents are connected with an establishment in the Netherlands of an intergovernmental organization or agency, or a private institution or agency with which the Executive Board has negotiated an agreement, as provided for in article 4 or article 5 of the Protocol concerning the Establishment of European Schools, shall be entitled to attend the School unless the relevant agreement provides otherwise.

#### *Article III*

The property of the School shall not be subject to attachment or confiscation.

#### *Article IV*

(1) The School and its property and income shall be exempt from all direct taxes.

(2) No exemption shall be granted in the case of taxes, levies and duties which represent charges for public-utility services.

#### *Article V*

(1) Articles which the School requires for its official use shall be exempt from all duties and levies on imports. The importation or exportation of such articles shall not be subject to any prohibition or restriction.

(2) Articles imported in accordance with the preceding paragraph may not be transferred in Netherlands territory either free of charge or against payment except on conditions previously approved by the Government.

(3) For the purposes of paragraph (1) of this article, School publications shall be treated as "articles which the School requires for its official use".

#### *Article VI*

When the School makes purchases which are necessary for the performance of its official functions and the turnover tax is included in the price, the Government shall take appropriate steps to waive the tax or to refund the amount thereof to the School.

#### *Article VII*

The members of the Executive Board and Boards of Inspection shall enjoy, during their terms of office and their travel to and from the meeting place, the privileges, immunities and facilities referred to in article 11 of the Protocol concerning the Privileges and Immunities of the European Communities, signed at Brussels on 8 April 1965.

#### *Article VIII*

The Director and those members of the teaching and seconded administrative staff of the School who discharge their functions in the Netherlands shall enjoy, as regards their status in the matter of foreign exchange, the same facilities as officials of foreign diplomatic missions in the Kingdom of the Netherlands. Accordingly, they shall be deemed to be residents within the meaning of article 2 (*d*) of Foreign Exchange Notice 2/61 of 11 September 1961 (Supplement to the Netherlands *Staatscourant* No. 179 of 14 September 1961).

#### *Article IX*

Netherlands social insurance legislation shall not apply to the Director and those members of the teaching and seconded administrative staff of the School who are covered by the social insurance legislation of another State, or to their spouses and children, provided that these said children are not

exercising any occupation or profession and are not subject to the Netherlands tax on wages and salaries.

*Article X*

The names, titles and addresses of the Director, the members of the teaching and seconded administrative staff of the School and the members of their families shall be communicated at specified times to the Minister for Foreign Affairs of the Kingdom of the Netherlands.

*Article XI*

The privileges, immunities and facilities provided for in this Agreement shall be granted exclusively in the interests of the School.

*Article XII*

(1) In so far as the Kingdom of the Netherlands is concerned, this Agreement shall apply only to the part of the Kingdom which is situated in Europe.

(2) This Agreement shall enter into force on the date on which the Government informs the Executive Board that the constitutionally required formalities have been completed in the Netherlands.

This Agreement shall regulate the status of the School in respect of the matters dealt with therein as from the start of its actual activities.

(3) This Agreement shall cease to have effect on the date on which the provisions of the Statute of the European School and of the Protocol concerning the Establishment of European Schools cease to have effect in respect of the Kingdom of the Netherlands or on the date on which the School ceases to be situated in the Netherlands.

IN WITNESS WHEREOF the undersigned, being duly authorized for the purpose, have signed this Agreement.

DONE at The Hague on 29 April 1970 in duplicate.

For the Government  
of the Kingdom of the Netherlands:

J. LUNS

For the Executive Board  
established by the Statute  
of the European School:

W. FUNCK