

**AGREEMENT
BETWEEN
THE GOVERNMENT OF THE RUSSIAN FEDERATION
AND
THE UNITED NATIONS
RELATING TO THE ESTABLISHMENT
IN THE RUSSIAN FEDERATION
OF A UNITED NATIONS INTEGRATED OFFICE**

The Government of the Russian Federation and the United Nations;

Whereas the Government of the Russian Federation expresses its interest that the United Nations establishes an Office in the Russian Federation with a view to supporting and supplementing the national efforts in solving the most important problems of economic development and promoting social progress and better standard of life;

Whereas the Government of the Russian Federation agrees to ensure the availability of all the necessary facilities to enable the United Nations Office to perform fully and effectively its functions, including its scheduled programmes of work and any related activities, and to fulfil its purposes in co-operation and harmony with the Government and people of the Russian Federation;

Whereas the Government of the Russian Federation agrees to apply to the United Nations Office, the United Nations Agencies, Programmes and Funds forming part of the Office and to the officials of the United Nations, including those of the said Agencies, Programmes and Funds, the relevant provisions of the Convention on the Privileges and Immunities of the United Nations;

Whereas the Government of the Russian Federation and the United Nations wish to conclude an Agreement with a view to regulating questions arising from the establishment in the Russian Federation of the United Nations Office, as an Integrated Office of the United Nations and its Agencies, Programmes and Funds;

Whereas the Government of the Russian Federation and the United Nations act in a spirit of friendly co-operation,

Have agreed as follows:

- 2 -

Article I
Definitions

For the purpose of the present Agreement, the following definitions shall apply:

- (a) "United Nations Office" or "Office" means the United Nations Integrated Office, an organizational unit through which the United Nations provides assistance and co-operation in programmes in the Russian Federation. This term includes any field sub-offices established in the Russian Federation by the United Nations including its Agencies, Programmes and Funds;
- (b) "The Government" means the Government of the Russian Federation;
- (c) "The United Nations" means the United Nations, an international intergovernmental Organization established under the Charter of the United Nations and includes the Agencies, Programmes and Funds of the United Nations, inter alia, UNDP, UNICEF, UNHCR, UNEP, UNFPA, WFP, UNDCP;
- (d) "The appropriate authorities" means central, local and other competent authorities under the law of the Russian Federation;
- (e) "Convention" means the Convention on the Privileges and Immunities of the United Nations adopted by the General Assembly of the United Nations on 13 February 1946;
- (f) "Parties" means the Government of the Russian Federation and the United Nations;
- (g) "Head of the Office" means the official in charge of the United Nations Office;
- (h) "Officials of the United Nations" means the Head of the Office, the Representatives of the Agencies, Programmes and Funds of the United Nations, members of their staff and all officials of the Organization, irrespective of nationality, employed under the Staff Rules and Regulations of the United Nations, with the exception of persons who are recruited in the Russian Federation and assigned to hourly rates as provided for in United Nations General Assembly Resolution 76(1) of 7 December 1946;

- 3 -

- (j) "Experts on mission" means individuals, other than officials of the United Nations or persons performing services on behalf of the United Nations, undertaking missions, coming within the scope of Articles VI and VII of the Convention;
- (j) "Persons performing services on behalf of the United Nations" means individual contractors, other than officials of the United Nations, to execute or assist in the carrying out of its programmes or other related activities;
- (k) "UNDP" means the United Nations Development Programme established pursuant to United Nations General Assembly resolutions 2029(XX) of 22 November 1965 and 2688(XXV) of 11 December 1970;
- (l) "UNICEF" means the United Nations Children's Fund established pursuant to United Nations General Assembly resolution 57(1) of 11 December 1946;
- (m) "UNHCR" means the United Nations High Commissioner for Refugees established pursuant to United Nations General Assembly resolutions 319A(IV) of 3 December 1949 and 428(V) of 14 December 1950;
- (n) "UNEP" means the United Nations Environment Programme established pursuant to United Nations General Assembly resolution 2997(XXVII) of 15 December 1972;
- (o) "UNFPA" means the United Nations Population Fund established pursuant to United Nations General Assembly resolutions 2211(XXI) of 17 December 1966, 2815(XXVI) of 14 December 1971, 3019(XXVII) of 18 December 1972 and 34/104 of 14 December 1979;
- (p) "WFP" means the World Food Programme established pursuant to United Nations General Assembly resolution 1714(XVI) of 19 December 1961 and FAO Conference resolution 1/61 of 24 November 1961;
- (q) "UNDCP" means the United Nations Drug Control Programme established pursuant to United Nations General Assembly resolution 45/179 of 21 December 1990;
- (r) "Office premises" means all the premises occupied by the Office or field sub-offices, including installations and facilities made available to or occupied, maintained or used by the United Nations in the Russian Federation and notified as such to the Government;

- 4 -

- (s) "Organization" means the United Nations.

Article II
Purpose and Scope of Activities

The Office shall:

- (a) co-operate with the Government in programmes aimed at promoting economic development and social progress, and providing humanitarian assistance through inter alia carrying out economic and social studies and research, technical co-operation, the training of personnel and dissemination of information;
- (b) facilitate the work, in the Russian Federation, of UNDP, UNICEF, UNHCR, UNEP, UNFPA, WFP, UNDCP and other Agencies, Programmes and Funds of the Organization, in accordance with the relevant resolutions, decisions, regulations, rules and policies of the United Nations including its Agencies, Programmes and Funds;
- (c) carry out such other activities, in consultation with the Government, as may be entrusted to the Office by the Secretary-General of the United Nations.

Article III
Juridical Personality and Legal Capacity

The United Nations, its Agencies, Programmes and Funds and the Office, shall have the capacity:

- (a) to contract;
- (b) to acquire and dispose of movable and immovable property;
- (c) to institute legal proceedings.

Article IV
Application of the Convention

The Convention shall be applicable to the Office, the United Nations, its property, funds and assets, to their officials and experts on mission in the Russian Federation.

- 5 -

Article V
Status of the Office

1. The United Nations shall establish and maintain an Office in the Russian Federation for the purpose of discharging its activities in accordance with the present Agreement, or any other supplemental agreements as may be concluded between the Government and the United Nations Agencies, Programmes and Funds under their mandates, for the formulation and execution of the United Nations operational activities for economic and social development, and humanitarian assistance in the Russian Federation.
2. The United Nations, its property, funds and assets, wherever located and by whomsoever held, shall enjoy immunity from every form of legal process except insofar as in any particular case it has expressly waived its immunity. It is understood, however, that no waiver of immunity shall extend to any measure of execution.
3. (a) The premises of the Office shall be inviolable. The property and assets of the Office, wherever located and by whomsoever held, shall be immune from search, requisition, confiscation, expropriation and any other form of interference, whether by executive, administrative, judicial or legislative action.

(b) The appropriate authorities shall not enter the Office premises to perform any official duties, except with the express consent of the Head of the Office and under conditions agreed to by him or her.
4. The appropriate authorities shall exercise due diligence to ensure the security and protection of the Office, and to ensure that the tranquillity of the Office is not disturbed by the unauthorized entry of persons or groups of persons from outside or by disturbances in its immediate vicinity.
5. The archives of the Office, the United Nations, and in general all documents belonging to them, wherever located and by whomsoever held, shall be inviolable.

Article VI
Funds, Assets and Other Property

1. Without being restricted by financial controls, regulations or moratoria of any kind, the Office, and the United Nations:

- (a) may hold and use funds, gold or negotiable instruments of any kind and maintain and operate accounts in any currency and convert any currency held by it into any other currency;
 - (b) shall be free to transfer its funds, gold or currency from one country to another or within the Russian Federation, to other organizations or agencies of the United Nations system;
 - (c) shall be accorded the most favourable, legally available rate of exchange for its financial transactions.
2. In exercising its rights under paragraph 1 above, the Office and the United Nations shall pay due regard to any representations made by the Government insofar as the Organization considers that effect can be given to such representations without detriment to the interests of the United Nations.
3. The Office, and the United Nations, its assets, income and other property shall:
- (a) be exempt from all direct taxes, value-added tax, fees, tolls or duties; it is understood, however, that the Office and the United Nations will not claim exemption from taxes which are, in fact, no more than charges for public utility services, rendered by the Government or by a corporation under government regulation, at a fixed rate according to the amount of services rendered and which can be specifically identified, described and itemized;
 - (b) be exempt from customs duties and prohibitions and restrictions on imports and exports in respect of articles imported or exported by the Office and the United Nations for its official use. It is understood, however, that articles imported under such exemptions will not be sold in the Russian Federation into which they were imported except under conditions agreed with the Government;
 - (c) be exempt from customs duties and prohibitions and restrictions on imports and exports in respect of its publications.

Article VII
Officials of the United Nations

1. Officials of the United Nations shall:
- (a) be immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity. Such immunity shall continue to be accorded after termination of employment with the United Nations;

- 7 -

- (b) be exempt from taxation on the salaries and emoluments paid to them by the United Nations;
- (c) be immune from national service obligations;
- (d) be immune, together with their spouses and relatives dependent on them, from immigration restrictions and alien registration;
- (e) be accorded the same privileges in respect of exchange facilities as are accorded to officials of comparable ranks forming part of diplomatic missions accredited in the Russian Federation;
- (f) be given, together with their spouses and relatives dependent on them, the same repatriation facilities in time of international crisis as diplomatic envoys;
- (g) have the right to import free of duty their furniture, personal effects and all household appliances, at the time of first taking up their post in the Russian Federation.

2. The Head of the Office and the Representatives of the United Nations Agencies, Programmes and Funds and the other senior officials as may be agreed between the United Nations and the Government, shall enjoy the same privileges and immunities accorded by the Government to members of diplomatic missions of comparable ranks. For this purpose, the names of the Head of the Office, the Representatives of the United Nations Agencies, Programmes and Funds and of the other senior officials may be incorporated in the diplomatic list.

3. Internationally-recruited officials of the United Nations shall also be entitled to the following facilities:

- (a) to import free of custom and excise duties limited quantities of certain articles intended for personal consumption in accordance with existing regulations of the Russian Federation;
- (b) to import a motor vehicle free of customs and excise duties, including value-added tax, in accordance with existing regulations of the Russian Federation applicable to members of diplomatic missions of comparable ranks.

- 8 -

Article VIII
Experts on Mission

1. Experts on mission shall be granted the privileges and immunities and facilities as specified in Article VI, Sections 22 and 23 and Article VII, Section 26, of the Convention.
2. Experts on mission may be accorded such additional privileges, immunities and facilities as may be agreed upon between the Parties.

Article IX
Persons Performing Services on Behalf of the United Nations

1. Persons performing services on behalf of the United Nations shall:
 - (a) be immune from legal process in respect of words spoken or written and all acts performed by them in carrying out United Nations programmes or other related activities under this Agreement. Such immunity shall continue to be accorded after termination of employment with the United Nations.
 - (b) be given, together with their spouses and relatives dependent on them, the same repatriation facilities in time of international crisis as diplomatic envoys.
2. For the purpose of enabling them to discharge their functions independently and efficiently, persons performing services on behalf of the United Nations may be accorded such other privileges, immunities and facilities as specified in Articles VII and VIII above, as may be agreed upon between the Parties.

Article X
Personnel Recruited in the Russian Federation and Assigned to Hourly Rates

Personnel recruited in the Russian Federation and assigned to hourly rates shall be accorded all facilities necessary for the independent exercise of their functions for the United Nations. The terms and conditions of employment for persons recruited locally and assigned to hourly rates shall be in accordance with the relevant United Nations resolutions, decisions, regulations and rules and policies of the competent organs of the United Nations.

- 9 -

Article XI
Waiver of Privileges and Immunities

1. The privileges and immunities accorded under the present Agreement are granted in the interests of the United Nations, and not for the personal benefit of the persons concerned. The Secretary-General of the United Nations has the right and the duty to waive the immunity of any individual referred to in Articles VII, VIII and IX in any case where, in his opinion, such immunity impedes the course of justice and can be waived without prejudice to the interests of the United Nations.
2. The United Nations shall cooperate at all times with the appropriate authorities to facilitate the proper administration of justice, secure the observance of police regulations and prevent the occurrence of any abuse in connection with the privileges, immunities and facilities accorded under this Agreement.

Article XII
Entry into, Exit from and Movement within the Russian Federation

Officials of the United Nations, experts on mission and persons performing services shall be entitled to:

- (a) prompt clearance and issuance, free of charge, of visas, licenses or permits, where required;
- (b) free movement within or to or from the Russian Federation to the extent necessary for proper execution of the activities of the Office and the United Nations in the Russian Federation, except for sites which require special permission under the legislation on national security in force in the Russian Federation.

Article XIII
Government Contribution

1. The Government shall provide the United Nations, as mutually agreed upon and to the extent possible:
 - (a) appropriate office premises for the Office, alone or in conjunction with other United Nations system organizations;
 - (b) costs of postage and telecommunications for official purposes;

- 10 -

- (c) costs of local services such as equipment, fixtures and maintenance of office premises;
 - (d) transportation for the officials of the United Nations, experts on mission and persons performing services in the discharge of their official functions in the Russian Federation.
2. The Government shall also assist the United Nations:
- (a) in the location and/or in the provision of suitable housing accommodation for internationally-recruited officials of the United Nations, experts on mission and persons performing services on behalf of the United Nations;
 - (b) in the installation and supply of utility services, such as water, electricity, sewerage, fire protection services and other services, for the Office premises.

Article XIV
Facilities in Respect of Communications

1. The United Nations shall enjoy, in respect of its official communications, treatment not less favourable than that accorded by the Government to any diplomatic mission in matters of establishment and operation, priorities, tariffs, charges on mail and cablegrams and on teleprinter, facsimile, telephone and other communications, as well as rates for information to the press and radio.
2. No official correspondence or other communication of the United Nations shall be subject to censorship. Such immunity shall extend to printed matter, photographic and electronic data communications and other forms of communications as may be agreed upon between the Parties. The United Nations shall be entitled to use codes and to dispatch and receive correspondence either by courier or in sealed pouches, all of which shall be inviolable and not subject to censorship.
3. The United Nations shall have the right to operate radio and other telecommunication equipment on United Nations registered frequencies and those allocated by the Government between its offices, within and outside the Russian Federation, and in particular with United Nations Headquarters in New York, Vienna and Geneva.

- 11 -

Article XV
United Nations Flag, Emblem and Markings

The United Nations may display its flag, and/or emblem on its Office premises, official vehicles and otherwise as agreed to between the Parties. Vehicles, vessels and aircraft of the United Nations shall carry a distinctive United Nations emblem or markings, which shall be notified to the Government.

Article XVI
Notification

The Office shall notify the Government of the names and categories of its officials, experts on mission and persons performing services, and personnel recruited in the Russian Federation and assigned to hourly rates, and of any change in their status.

Article XVII
Identification

1. The Government shall, at the request of the Head of the Office, issue to each official of the United Nations, expert on mission, person performing services, except for personnel recruited in the Russian Federation and assigned to hourly rates, the appropriate certificates of identity.
2. Upon demand of an authorized official of the Government, persons referred to in paragraph 1 above, shall be required to present, but not to surrender, their certificates of identity.
3. The Office shall, upon termination of employment or reassignment of its personnel, ensure that all certificates of identity are returned promptly to the Government.

Article XVIII
Supplemental Agreements

1. UNDP, UNICEF, UNHCR, UNEP, UNFPA, WFP, UNDCP and other United Nations Agencies, Programmes and Funds may conclude with the Government supplemental agreements concerning conditions under which they shall cooperate with the Government in carrying out tasks and projects within their respective mandates.

- 12 -

2. The Government and the United Nations may enter into any other supplemental agreements as both Parties may deem appropriate.

Article XIX
Claims Against the United Nations

1. The United Nations cooperation in programmes under the present Agreement, or any other supplemental agreement, is provided for the benefit of the Government and people of the Russian Federation and, therefore, the Government shall bear all the risks of the operations under the present Agreement.

2. The Government shall, in particular, be responsible for dealing with all claims in the Russian Federation, arising from or directly attributable to the operations under the present Agreement, or any other supplemental agreement, that may be brought by third parties against the United Nations, its officials, experts on mission and persons performing services on behalf of the United Nations and shall pay compensation in accordance with its national law, in respect of such claims and shall hold harmless the United Nations, its officials, experts on mission and persons performing services on behalf of the United Nations, except where the Government and the United Nations agree that the particular claim or liability was caused by gross negligence or wilful misconduct.

Article XX
Settlement of Disputes

Any dispute between the Government and the United Nations relating to the interpretation and application of the present Agreement, or any other supplemental agreement, which is not settled by negotiation or other agreed mode of settlement shall be submitted to arbitration at the request of either Party. Each Party shall appoint one arbitrator, and the two arbitrators so appointed shall appoint a third, who shall be the chairman. If within thirty (30) days of the request for arbitration either Party has not appointed an arbitrator, or if within fifteen (15) days of the appointment of two arbitrators the third arbitrator has not been appointed, either Party may request the President of the International Court of Justice to appoint an arbitrator. The procedure for the arbitration shall be fixed by the arbitrators, and the expenses of the arbitration shall be borne by the Parties as assessed by the arbitrators. The arbitral award shall contain a statement of the reasons on which it is based and shall be accepted by the Parties as the final adjudication of the dispute.

- 13 -

Article XXI
Entry into Force

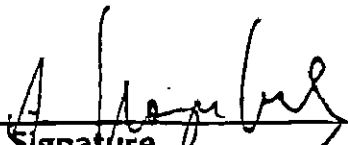
The Agreement shall be given provisional effect from the date of its signature. It shall enter into force upon receipt by the United Nations of a notification from the Government of the Russian Federation indicating that the internal procedures necessary for the Agreement's entry into force have been completed.

Article XXII
Termination of the Agreement

The present Agreement shall cease to be in force six months after either of the Parties gives notice in writing to the other of its decision to terminate the Agreement. The Agreement shall, however, remain in force for such an additional period as might be necessary for the orderly cessation of United Nations activities, and the resolution of any dispute between the Parties.

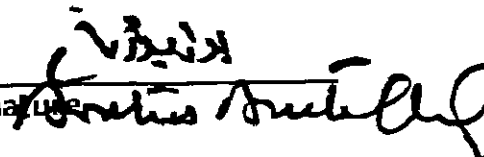
Done at Vienna, Austria, this 15th day of June, nineteen hundred ninety three, in two copies, each in the Russian and English languages, both texts being equally authentic.

FOR THE GOVERNMENT OF THE
RUSSIAN FEDERATION:



Signature

FOR THE UNITED NATIONS:



Signature