

A G R E E M E N T

between

The United Nations Educational
Scientific and Cultural Organization

(Hereinafter called "UNESCO")

of the first part

The Government of the Republic
of Indonesia

(Hereinafter called "the Government")

of the other part

WHEREAS the United Nations Educational, Scientific and Cultural Organization (hereinafter referred to as UNESCO) is to establish as an integral part of the Secretariat of Unesco, a Regional Centre for Science and Technology for South East Asia (hereinafter called "the Centre") to replace the South East Asia Science Cooperation Office established in 1951; and

WHEREAS the principal purposes of the Centre will be to implement the regional programme of UNESCO in Science and Technology, to further UNESCO's objectives in this field, and to carry out such additional responsibilities as may be conferred upon the Centre by the Director-General of Unesco in the light of the decisions of the General Conference; and

WHEREAS the Director-General wishes to establish the Centre in Indonesia and the Government had invited UNESCO to establish the Centre in Djakarta; and

WHEREAS UNESCO and the Government wish to state in concrete terms the agreement between them for the Government's contribution to the Centre and the privileges and immunities appertaining thereto,

The parties hereby agree as follows :

ARTICLE I

The Government of the Republic of Indonesia agrees to make the following

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contribution to UNESCO for the Centre:

- (a) A suitable building for professional staff, 10 offices for secretarial and clerical staff, 1 meeting-room (20 persons approximately), 1 lecture room (60 people approximately), 1 small library, 1 workshop, store-rooms and other facilities, totalling approximately 750 square metres, covered area with adequate equipment, furniture and fittings necessary for the work of the Centre; the details of the premises and the list of equipment to be the subject of subsequent agreement between UNESCO and the Government.
- (b) With respect to the Centre and all installations provided therein by the Government except in case of faults or negligence attributable to UNESCO, the Government shall be responsible for all repairs, in particular, but without limitation by reason of this enumeration, the repair of damage resulting from fire, force majeure, structural defects or deterioration; for the replacement, within the reasonable period, of any building or part thereof which may be totally or partially destroyed.
- (c) In Indonesian currency a sum equivalent to a minimum of \$4,000 and not exceeding \$6,000 per year payable annually in advance to contribute towards the costs of the local staff to be selected and employed by UNESCO and the miscellaneous expenses of the Centre such as electricity, water, communications and similar expenses, subject to review every five years after the first year.

ARTICLE II

Subject to the decisions of the General Conference, the needs of the programme and the availability of staff and funds, UNESCO shall provide the Centre with international professional staff, local staff in addition to the staff paid from the Government contribution, and will pay their salaries and allowances, including transportation.

ARTICLE III

In all matters connected with the Centre the Government shall apply to UNESCO, its property, funds, assets and officials, the provisions of the Convention on the Privileges and Immunities of the Specialized Agencies, subject to Annex IV thereof, it being understood in particular that no restriction

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shall be placed upon the right of entry, sojourn and departure of any person invited by UNESCO to Indonesia to attend meetings, or otherwise in connection with UNESCO business, without distinction of nationality.

ARTICLE IV

- (a) The Government recognizes the inviolability of the Centre which shall be under the sole control and authority of UNESCO.
- (b) No officer or official of the Government, whether administrative, judicial, military or police, shall enter the Centre to perform any duties there except with the consent of, and under conditions agreed to by the Director-General of UNESCO or the Director of the Centre.
- (c) The appropriate authorities of the Republic of Indonesia shall exercise due diligence to ensure that the tranquillity of the Centre is not disturbed by any persons^{or group of persons} attempting unauthorized entry or creating disturbances in the immediate vicinity of the Centre.
- (d) If so requested by the Director of the Centre, the appropriate authorities of the Republic of Indonesia shall provide a sufficient number of police for the preservation of law and order in the Centre and for the removal therefrom of offenders.
- (e) In case of any interruption or threatened interruption of any necessary public services, including but not limited to, fire protection, electricity, water, sewage, post, telephone and telegraph, the appropriate authorities of the Republic of Indonesia shall consider the needs of UNESCO as being of equal importance with those of the essential agencies of the Government and shall take steps accordingly to ensure that the work of UNESCO is not prejudiced.
- (f) UNESCO shall be exempt from customs duty and prohibitions and restrictions in respect of the import and export of publications, still and moving picture films, sound recordings and any other material or equipment required for the

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production of teaching aids or exhibitions.

- (g) The Government shall refund import duty and consumption tax on petrol and lubricating oils, upon application on a prescribed form supported by invoices. This refund shall apply to petrol and lubricating oils, for vehicles required for the official use of the UNESCO Centre, in quantities and at rates prevailing for diplomatic missions in Indonesia. Each UNESCO staff member assigned to the Centre may import 1 automobile for personal use upon his arrival in Indonesia (i.e. 3 months first arrival privileges as applied to all technical staff).

ARTICLE V

In addition to the privileges, immunities and facilities provided in Article III above :

- (a) The Director of the Centre, his spouse and minor children shall enjoy on Indonesian territory the privileges, immunities, exemptions and facilities accorded by the Government to diplomatic envoys accredited to the Government.
- (b) All other UNESCO officials of a professional grade of P-4 or above assigned to the Centre or performing services there together with their spouses and minor children and all officials of the United Nations or any of the Specialized Agencies of the United Nations of professional grade of P-4 or above assigned to the Centre or performing services there, together with their spouses and minor children shall enjoy on Indonesian territory, the privileges, immunities, exemptions and facilities accorded by the Government to members of diplomatic missions accredited to the Government.

The Director-General shall communicate to the Ministry of Foreign Affairs of the Government the names and addresses of the persons mentioned in the two preceding sub-paragraphs.

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