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First session
New York, 10-28 April 1967
Agenda item 9

ESTABLISHMENT OF UNIDO HEADQUARTERS

Progress Report by the Executive Director

DRAFT AGREEMENT

between the United Nations and the Republic of Austria
regarding the Headquarters of the United Nations
Industrial Development Organization

Addendum

Report on Negotiations for an Exchange of Notes
relating to the Draft Agreement

67-07351

We regret that some of the pages in the microfiche copy of this report may not be up to the proper legibility standards, even though the best possible copy was used for preparing the master fiche.



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ESTABLISHMENT OF UNIDO HEADQUARTERS

FINANCIAL REPORT BY THE EXECUTIVE DIRECTOR

DRAFT AGREEMENT

**between the United Nations and the Republic of Austria
concerning the Headquarters of the United Nations
Industrial Development Organization**

Annex 1 Report on Negotiations for an Exchange of Notes
relating to the Draft Agreement

Corrigendum

Para. 1, paragraph 2, sub-paragraph 1: Change references in the first two
lines so that the lines read as follows:

5. Without prejudice to the provision of Section 18(e) and
25(e) of the General Convention and Section 27(h) of the Agreement,

67-0750

Report on Negotiations for an Exchange of Notes
relating to the Draft Agreement between the United Nations
and the Republic of Austria
regarding the Headquarters of the
United Nations Industrial Development Organization

1. With reference to the Draft Agreement regarding the Headquarters of the United Nations Industrial Development Organization, (document ID/B/6/Add.1), representatives of the Secretary-General of the United Nations and representatives of the Government of the Republic of Austria are presently engaged in negotiations for an Exchange of Notes to clarify certain of the provisions of the Draft Agreement. It is intended that the Exchange of Notes should take place at the same time as the signing of the Agreement, the Exchange being considered an integral part of the Agreement.

2. Thus far, tentative agreement has been reached between the negotiators on the following:

1. In accordance with the Financial Regulations of the United Nations, the articles mentioned in paragraph (g) of Section 16 of this Agreement may be disposed of without charge only for the benefit of international organizations or charitable institutions.

2. Having regard to Article 38(1) of the Vienna Convention on Diplomatic Relations and to the practice of Austria, the Republic of Austria will accord members of permanent missions referred to in Section 24 of the Agreement, who are Austrian nationals or stateless persons resident in Austria, only the immunity from legal process of every kind in respect of words spoken or written and all acts done by them in their capacity as members of permanent missions.

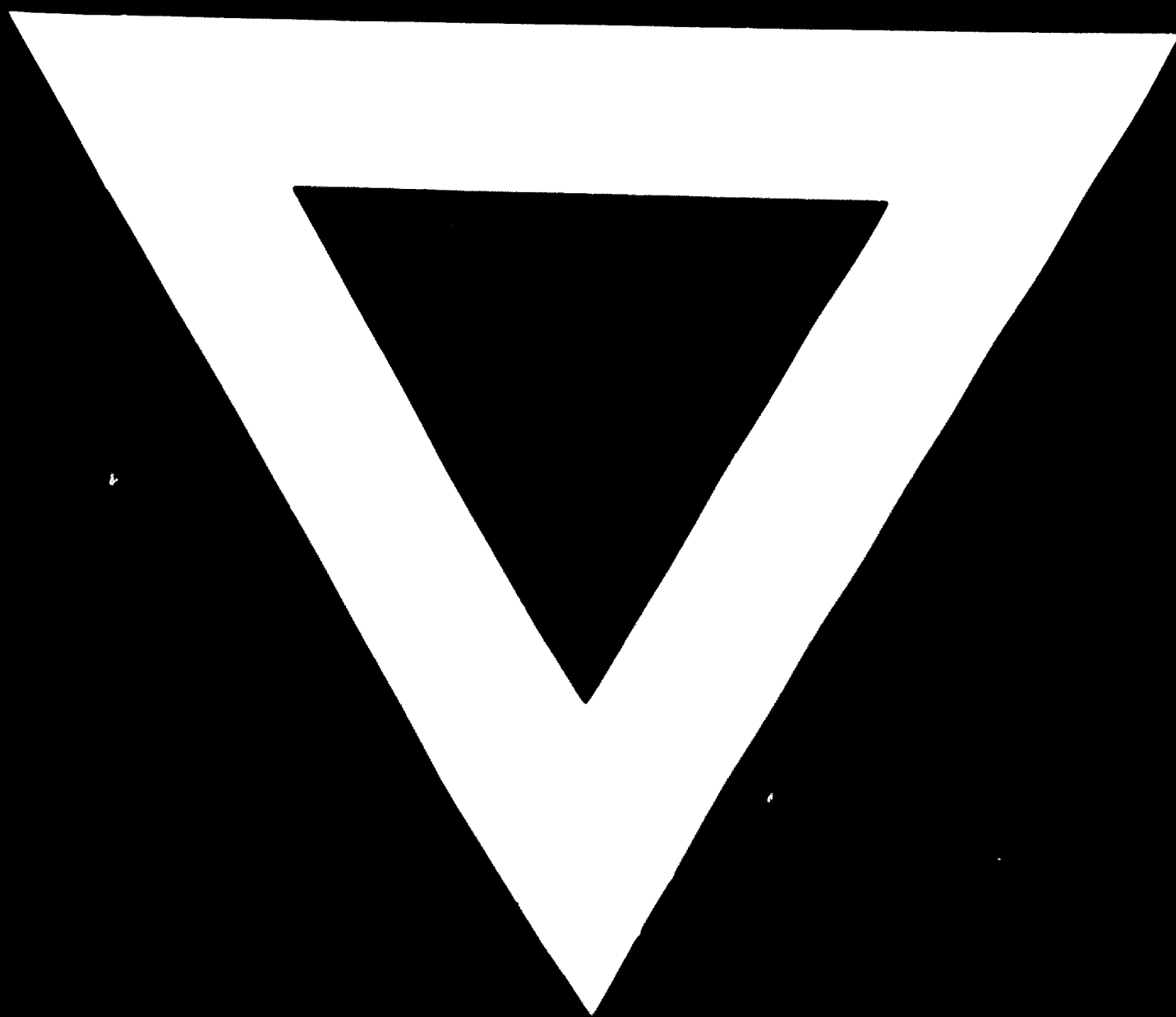
3. In accordance with the practice of the Republic of Austria which is in conformity with Article 42 of the Vienna Convention on Diplomatic Relations to which Austria is a party, diplomatic agents accredited to the Republic of Austria may not practice for personal profit any professional or commercial activity. It is understood that the same restriction shall apply to all persons to whom the Agreement accords the same privileges and immunities as are accorded to members, having comparable rank, of diplomatic missions in the Republic of Austria.

4. Persons to whom the Agreement applies, who are not Austrian nationals or stateless persons resident in Austria, shall not benefit from Austrian regulations on allowances for children.

5. Without prejudice to the provision of Section 18(e) and 22(c) of the General Convention and Section 27(b) of the Agreement, officials and experts of the UNIDO shall be allowed, over and above the facilities granted by the Agreement, to make transfers to other countries up to a maximum amount of one thousand U.S. dollars (U.S. \$1,000.00) per year, to the debit of accounts in Austrian Schilling held in their names at Austrian credit institutions. If officials or experts of the UNIDO wish to make Austrian currency transfers exceeding the amount mentioned above, such transfers shall be authorized by the Austrian authorities up to the amount of all salary previously received in Austrian currency by the person concerned from the UNIDO, provided that the UNIDO agrees that the amount to be transferred shall be deducted from transferrable Austrian currency balances of the UNIDO.

3. Negotiations are still in progress as to the precise scope of privileges and immunities to be accorded officials of the UNIDO who are Austrian nationals or stateless persons resident in Austria. Conclusion of the proposed Exchange of Notes awaits agreement on this issue.





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