

No. 7169

**WORLD HEALTH ORGANIZATION
and
BURUNDI**

**Agreement (with annex) for the provision of the services of
operational officers. Signed at Usumbura, on 30 August
and 19 September 1963**

Official text: French.

Registered by the World Health Organization on 16 March 1964.

**ORGANISATION MONDIALE DE LA SANTÉ
et
BURUNDI**

**Accord (avec annexe) concernant la fourniture des services
d'agents d'exécution. Signé à Usumbura, les 30 août et
19 septembre 1963**

Texte officiel français.

Enregistré par l'Organisation mondiale de la santé le 16 mars 1964.

[TRANSLATION¹ — TRADUCTION²]

No. 7169. AGREEMENT³ BETWEEN THE WORLD HEALTH ORGANIZATION AND THE GOVERNMENT OF BURUNDI FOR THE PROVISION OF THE SERVICES OF OPERATIONAL OFFICERS. SIGNED AT USUMBURA, ON 30 AUGUST AND 19 SEPTEMBER 1963

The World Health Organization (hereinafter called "the Organization") and The Government of Burundi (hereinafter called "the Government"), desiring to join in furthering the development of the health services of Burundi, have entered into this Agreement in a spirit of friendly co-operation.

Article I

SCOPE OF THE AGREEMENT AND DURATION OF ASSISTANCE

1. This Agreement embodies the conditions under which the Organization shall provide the Government with the services of operational officers (hereinafter referred to as "officers"). It also embodies the basic conditions which govern the relationship between the Government and the officers. The Government and the officers shall enter into contracts between themselves concerning their mutual relationship. However, any such contract shall be subject to the provisions of this Agreement, and shall be communicated to the Organization.
2. The relationship between the Organization and the officers shall be defined in contracts which the Organization shall enter into with such officers. A copy of the contract which the Organization shall use for this purpose is herewith transmitted for the Government's information as Annex I of this Agreement.
3. The period during which assistance is expected to be provided by the Organization for implementing this Agreement is estimated to be 3 to 5 years.

Article II

FUNCTIONS OF THE OFFICERS

1. The officers to be provided under this Agreement shall be available to perform operational functions, including training for the Government, or, if so agreed by the Organization and the Government, in other public agencies or public corporations or

¹ Translation by the World Health Organization.

² Traduction de l'Organisation mondiale de la santé.

³ Came into force on 19 September 1963 by signature, in accordance with article VI, paragraph 1.

public bodies, or in national agencies or bodies other than those of a public character.

2. In the performance of the duties assigned to them by the Government, the officers shall be solely responsible to, and under the exclusive direction of, the Government; they shall not report to nor take instructions from the Organization or any other person or body external to the Government except with the approval of the Government. In each case the Government shall designate the authority to which the officer will be immediately responsible.

3. The Parties hereto recognize that a special international status attaches to the officers made available to the Government under this Agreement, and that the assistance provided the Government hereunder is in furtherance of the purposes of the Organization. Accordingly, the officers shall not be required to perform any function incompatible with such special international status or with the purposes of the Organization.

4. In implementation of the preceding paragraph, but without restricting its generality or the generality of the last sentence of paragraph 1 of Article I, any contracts entered into by the Government with the officers shall embody a specific provision to the effect that the officer shall not perform any functions incompatible with his special international status or with the purposes of the Organization.

Article III

OBLIGATIONS OF THE ORGANIZATION

1. The Organization undertakes to provide, in response to the Government's requests, experienced officers to perform the functions described in Article II above.

2. The Organization undertakes to provide such officers in accordance with any applicable resolutions and decisions of its competent organs, and subject to the availability of the necessary funds.

3. The Organization undertakes, within the financial resources available to it, to provide administrative facilities necessary to the successful implementation of this Agreement, specifically including the payment of stipends and allowances to supplement, as appropriate, the salaries paid to the officers by the Government under Article IV, paragraph 1, of this Agreement, and upon request, effecting payments in currencies unavailable to the Government, and making arrangements for travel and transportation outside Burundi when the officers, their families or belongings are moved, under the terms of their contracts.

4. The Organization undertakes to provide the officers with such subsidiary benefits as it may deem appropriate, including compensation in the event of death, injury or

illness attributable to the performance of the official duties assigned to them by the Government. Such subsidiary benefits shall be specified in contracts to be entered into between the Organization and the officers.

5. The Organization undertakes to extend its good offices in a spirit of friendly co-operation towards the making of any necessary amendment to the conditions of service of the officers, including the cessation of such service if and when it becomes necessary.

Article IV

OBLIGATIONS OF THE GOVERNMENT

1. The Government shall contribute to the cost of implementing this Agreement by paying the officers the salary and related emoluments which would be payable to national civil servants or other comparable employees holding the rank to which the officers are assimilated.

2. The Government shall provide the officers with such services and facilities including local transportation, and medical and hospital facilities, as are normally made available to national civil servants or other comparable employees holding the rank to which the officers are assimilated.

3. The Government shall provide the officers with such accommodation as is normally made available to national civil servants or other comparable employees holding the rank to which the officers are assimilated. The rent and other charges payable by the officers for such accommodation and the conditions of its occupancy shall be the same as those applicable to the aforementioned civil servants or employees.

4. The Government shall grant the officers the annual and sick leave available to national civil servants or other comparable employees holding the rank to which the officers are assimilated. The Government shall grant to the officers such further annual leave, not exceeding total leave at the rate of thirty working days per annum, as may be required to permit them to enjoy such home leave as they may be entitled to under the terms of their contracts with the Organization.

5. The Government recognizes that the officers shall :

- (a) be immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity ;
- (b) be exempt from taxation on the stipends, emoluments and allowances paid to them by the Organization ;
- (c) be immune from national service obligations ;
- (d) be immune, together with their spouses and relatives dependent upon them, from immigration restrictions and alien registration ;