

No. 9930

**UNITED NATIONS
and
JAPAN**

**Agreement concerning assistance for the Establishment
and Operation of the Asian Statistical Institute (with
exchange of letters). Signed at New York on
9 September 1969**

Authentic text : English.

Registered ex officio on 1 October 1969.

**ORGANISATION DES NATIONS UNIES
et
JAPON**

**Accord relatif à une assistance en vue de la création et
de l'exploitation de l'Institut asiatique de statistique
(avec échange de lettres). Signé à New York le
9 septembre 1969**

Texte authentique : anglais.

Enregistré d'office le 1^{er} octobre 1969.

AGREEMENT¹ BETWEEN THE GOVERNMENT OF JAPAN
AND THE UNITED NATIONS DEVELOPMENT PRO-
GRAMME CONCERNING ASSISTANCE FOR THE ESTAB-
LISHMENT AND OPERATION OF THE ASIAN STATIS-
TICAL INSTITUTE

The Government of Japan (hereinafter referred to as "the Government") and the United Nations Development Programme (hereinafter referred to as "the UNDP").

DESIRING to assist in the establishment and operation of the Asian Statistical Institute (hereinafter referred to as "the Institute"), which was called for by the United Nations Economic Commission for Asia and the Far East (hereinafter referred to as "the ECAFE") at its twenty-third session held in Tokyo in April 1967.

CONSIDERING that the UNDP is prepared to provide assistance for that purpose (hereinafter referred to as "the project") at the request of the Governments of Ceylon, China, India, Indonesia, Iran, Japan, Laos, Malaysia, Nepal, Pakistan, Philippines, Republic of Korea, Republic of Vietnam, Singapore, Thailand, United Kingdom (Hong Kong), and Western Samoa, for the purpose of promoting social progress and better standards of life and advancing economic, social and technical development in the ECAFE region,

CONSIDERING that the Government is prepared to provide facilities for the Institute to be located in Tokyo, Japan, and agreed to make the required local cost contribution and fulfill other requirements in relation to the UNDP assistance,

Have agreed as follows :

Article I

SCOPE OF THIS AGREEMENT

1. This Agreement embodies the basic conditions under which the UNDP and the Government will assist in the execution of the project.
2. A Plan of Operation for the project shall be agreed to in writing by the Government, the governments of the member countries of the ECAFE, the governments responsible for the conduct of the foreign relations of associate

¹ Provisionally came into force on 9 September 1969, as agreed upon by an exchange of letters of same date between the United Nations Development Programme and Japan.

member countries of the ECAFE, the UNDP and the United Nations acting as the Executing Agency (hereinafter referred to as "the Executing Agency"). The terms of this Agreement shall apply to the Plan of Operation.

3. The establishment of the Institute is referred to in the Plan of Operation.
4. The Government and the UNDP hereby agree that the Executing Agency shall participate on behalf of the UNDP as an independent contractor in the execution or administration of the project. The sums referred to in Article II shall be disbursed to the Executing Agency by agreement between the UNDP and the Executing Agency.
5. Any arrangement between the Government and the Executing Agency concerning the execution of the project shall be subject to the provisions of this Agreement and shall require the prior concurrence of the Administrator of the UNDP.
6. Any equipment, materials, supplies and other property belonging to the UNDP or the Executing Agency which may be utilized or provided by either or both in the execution of the project shall remain their property unless and until such time as title thereto may be transferred to the Government on terms and conditions mutually agreed upon between the Government and the UNDP or the Executing Agency.

Article II

ASSISTANCE TO BE PROVIDED BY THE UNDP

The UNDP undertakes to make available such sums as may be specified in the Plan of Operation for the execution of the project, in accordance with the relevant and applicable resolutions and decisions of the appropriate United Nations organs, in particular, resolutions 1240 (XIII)¹ and 2029 (XX)² of the General Assembly, and subject to the availability of funds.

Article III

PARTICIPATION AND CONTRIBUTION OF THE GOVERNMENT IN EXECUTION OF PROJECT

1. The Government shall perform, as the host country to the Institute, all the acts required of it in Articles IV and VIII and in the Plan of Operation.

¹ United Nations, *Official Records of the General Assembly, Thirteenth Session, Supplement No. 18 (A/4090)*, p. 11.

² *Ibid.*, *Twentieth Session, Supplement No. 14 (A/6014)*, p. 20.

2. The Government shall participate and co-operate in the execution of the project covered by this Agreement. It shall, in particular, perform all the acts required of it in the Plan of Operation, including the provision of materials, equipment, supplies, labour and professional services available within the country. It assumes the obligation for, and undertakes to provide, its contribution under this paragraph and Article IV on the basis of its relevant and applicable laws and regulations and in accordance with its annual budgetary appropriations.

3. The Government shall, as appropriate, display signs at the project site identifying it as one assisted by the UNDP and the Executing Agency.

Article IV

LOCAL FACILITIES TO BE PROVIDED BY THE GOVERNMENT TO THE UNDP AND THE EXECUTING AGENCY

1. The Government shall assist the UNDP and the Executing Agency in executing the project by paying or arranging to pay for the following local facilities as specified in the Plan of Operation, required to fulfill the programme of work :

- (a) Local administrative and clerical services, including the necessary local secretarial help, interpreter-translators, and related assistance;
- (b) Transportation of personnel, supplies and equipment within the country;
- (c) Postage and telecommunications for official purposes;
- (d) Local living cost of experts.

2. Moneys paid under the provisions of this Article shall be paid to the UNDP and shall be administered in accordance with the applicable financial regulations of the UNDP.

3. The Government also undertakes to furnish in kind the following local services and facilities :

- (a) The necessary office space and other premises;
- (b) Appropriate medical facilities and services for officials and experts of the UNDP, the Executing Agency and the Specialized Agencies of the United Nations engaged in the project.

4. The Government undertakes to provide such assistance as it may be in a position to provide for the purpose of finding suitable housing accommodation for officials and experts referred to in paragraph 3 (b) above.

Article V

INFORMATION CONCERNING PROJECT

1. The Government shall furnish the UNDP with such relevant documents, accounts, records, statements and other information as the UNDP may request concerning the execution of the project or its continued feasibility and soundness, or concerning the compliance by the Government with any of its responsibilities under this Agreement.

2. The UNDP shall furnish the Government with current information of the progress of operations on the project executed under this Agreement. Either Party shall have the right, at any time, to observe the progress of any operations carried out under this Agreement.

3. The Government shall, subsequent to the completion of the project, make available to the UNDP at its request information as to benefits derived from and activities undertaken to further the purposes of the project, and will permit observation by the UNDP for this purpose.

4. The Government will also make available to the Executing Agency all information concerning the project necessary or appropriate to its execution and all information necessary or appropriate to an evaluation, after its completion, of the benefits derived from and activities undertaken to further the purpose of the project.

5. The Parties shall consult each other regarding the publication as appropriate of any information relating to the project or to benefits derived therefrom.

Article VI

RELATION TO ASSISTANCE FROM OTHER SOURCES

In the event that assistance towards the execution of the project is obtained by either Party from other sources, the Parties shall consult each other and the Executing Agency with a view to effective co-ordination and utilization of assistance received from all sources. The obligations of the Government hereunder shall not be modified by any arrangements with other entities co-operating with the Government in the execution of the project.