

**UNITED NATIONS  
(INCLUDING THE UNITED NATIONS  
INDUSTRIAL DEVELOPMENT ORGANIZATION  
and THE UNITED NATIONS CONFERENCE  
ON TRADE AND DEVELOPMENT),  
INTERNATIONAL LABOUR ORGANISATION,  
FOOD AND AGRICULTURE ORGANIZATION  
OF THE UNITED NATIONS,  
UNITED NATIONS EDUCATIONAL, SCIENTIFIC  
AND CULTURAL ORGANIZATION,  
INTERNATIONAL CIVIL AVIATION  
ORGANIZATION,  
WORLD HEALTH ORGANIZATION,  
INTERNATIONAL TELECOMMUNICATION  
UNION,  
WORLD METEOROLOGICAL ORGANIZATION,  
INTERNATIONAL ATOMIC ENERGY  
AGENCY,  
UNIVERSAL POSTAL UNION  
and INTER-GOVERNMENTAL MARITIME  
CONSULTATIVE ORGANIZATION,  
and  
TONGA**

**Standard Agreement on operational assistance (with annex).  
Signed at Nuku'alofa on 22 April 1971**

*Authentic text: English.*

*Filed and recorded by the Secretariat on 1 February 1972.*

STANDARD AGREEMENT<sup>1</sup> ON OPERATIONAL ASSISTANCE BETWEEN THE UNITED NATIONS, INCLUDING THE UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION AND THE UNITED NATIONS CONFERENCE ON TRADE AND DEVELOPMENT, THE INTERNATIONAL LABOUR ORGANISATION, THE FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS, THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION, THE INTERNATIONAL CIVIL AVIATION ORGANIZATION, THE WORLD HEALTH ORGANIZATION, THE INTERNATIONAL TELECOMMUNICATION UNION, THE WORLD METEOROLOGICAL ORGANIZATION, THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE UNIVERSAL POSTAL UNION AND THE INTER-GOVERNMENTAL MARITIME CONSULTATIVE ORGANIZATION, AND THE GOVERNMENT OF THE KINGDOM OF TONGA

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The United Nations, including the United Nations Industrial Development Organization and the United Nations Conference on Trade and Development, the International Labour Organisation, the Food and Agriculture Organization of the United Nations, the United Nations Educational, Scientific and Cultural Organization, the International Civil Aviation Organization, the World Health Organization, the International Telecommunication Union, the World Meteorological Organization, the International Atomic Energy Agency, the Universal Postal Union and the Inter-Governmental Maritime Consultative Organization (hereinafter called "the Organizations"), and the Government of the Kingdom of Tonga (hereinafter called "the Government");

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<sup>1</sup> Came into force on 22 April 1971 by signature, in accordance with article VI (1), with effect from 7 January 1972, the date when Tonga became a member of one of the specialized agencies of the United Nations.

Desiring to give effect to the resolutions and decisions of the Organizations relating to technical assistance in public administration, in particular resolutions 1256 (XIII) <sup>1</sup> and 1946 (XVIII) <sup>2</sup> of the United Nations General Assembly, which are intended to promote the economic and social development of peoples;

Considering it appropriate to join in furthering the development of the administrative and other public services of the Kingdom of Tonga, have entered into this Agreement in a spirit of friendly co-operation.

### *Article I*

#### SCOPE OF THE AGREEMENT

1. This Agreement embodies the conditions under which the Organizations shall provide the Government with the services of officers to perform functions of an operational, executive and administrative character, as civil servants or other comparable employees of the Government (hereinafter referred to as "the officers"). It also embodies the basic conditions which shall govern the relationship between the Government and the officers. The Government and the officers shall either enter into contracts between themselves, or adopt such other arrangements as may be appropriate concerning their mutual relationships in conformity with the practice of the Government in regard to its own civil servants or other comparable employees. However, any such contracts or arrangements shall be subject to the provisions of this Agreement, and shall be communicated to the Organizations concerned.
2. The relationship between each Organization and the officers provided by it shall be defined in contracts which the Organization shall enter into with such officers. A copy of the form of contract which the Organizations intend using for this purpose is transmitted herewith to the Government for its information, as Annex I <sup>3</sup> to this Agreement. The Organizations undertake to furnish the Government with a copy of each such contract within one month after it has been concluded.

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<sup>1</sup> United Nations, *Official Records of the General Assembly, Thirteenth Session, Supplement No. 18 (A/4090)*, p. 16.

<sup>2</sup> *Ibid.*, *Eighteenth Session, Supplement No. 15 (A/5515)*, p. 33.

<sup>3</sup> Not published herein; for the text of an identical annex, see United Nations, *Treaty Series*, vol. 730, p. 290.

*Article II*

## FUNCTIONS OF THE OFFICERS

1. The officers to be provided under this Agreement shall be available to perform operational, executive, administrative and managerial functions, including training, for the Government or, if so agreed by the Government and the Organization concerned, in other public agencies or public corporations or public bodies or bodies which are not 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 be under the exclusive direction of the Government or the public or other agency or body to which they are assigned; they shall not report to nor take instructions from the Organizations or any other person or body external to the Government, or the public or other agency or body to which they are assigned, except with the approval of the Government. In each case the Government shall designate the authority to whom the officer shall 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 hereunder is in furtherance of the purposes of the Organizations. Accordingly the officers shall not be required to perform functions incompatible with such special international status, or with the purposes of the Organizations, and any contract entered into by the Government and the officer shall embody a specific provision to this effect.
4. The Government agrees that nationals of the country shall be provided as national counterparts to the officers, and shall be trained by the latter to assume as early as possible the responsibilities temporarily assigned to the officers pursuant to this Agreement. Appropriate facilities for the training of such counterparts shall be furnished by the Government.

*Article III*

## OBLIGATIONS OF THE ORGANIZATIONS

1. The Organizations undertake to provide, in response to requests from the Government, qualified officers to perform the functions described in Article II above.