

No. 936

**UNITED NATIONS
and
UNITED NATIONS INDUSTRIAL DEVELOPMENT
ORGANIZATION**

**Agreement for the transfer, secondment and loan of staff.
Signed at Vienna on 14 November 1985 and at New
York on 20 November 1985**

Authentic text: English.

Filed and recorded by the Secretariat on 20 November 1985.

**ORGANISATION DES NATIONS UNIES
et
ORGANISATION DES NATIONS UNIES
POUR LE DÉVELOPPEMENT INDUSTRIEL**

**Accord relatif à la mutation, au détachement et au prêt de
personnel. Signé à Vienne le 14 novembre 1985 et à New
York le 20 novembre 1985**

Texte authentique : anglais.

Classé et inscrit au répertoire par le Secrétariat le 20 novembre 1985.

AGREEMENT¹ BETWEEN THE UNITED NATIONS AND UNIDO FOR THE TRANSFER, SECONDMENT AND LOAN OF STAFF

The United Nations and the United Nations Industrial Development Organization,

In view of the conversion of the United Nations Industrial Development Organization (hereinafter called "UNIDO") from an organ of the United Nations into a specialized agency;

Desiring the above mentioned conversion to take place smoothly and with minimum disruption of the activities of UNIDO and in such a way that the careers and contractual status of the staff that have been assigned to UNIDO as a United Nations organ are preserved and maintained;

Taking into account:

(a) Paragraph 4 of General Assembly resolution 34/96 of 13 December 1979 on transitional arrangements relating to the establishment of UNIDO as a specialized agency,² which reads as follows:

"Urges that all members of the staff of the United Nations assigned to the existing United Nations Industrial Development Organization should be offered appointments by the new agency that preserve their acquired rights and contractual status";

(b) Paragraph (c) of Decision 9 of the first General Conference of UNIDO adopted by the Conference at its second plenary meeting, on 12 August 1985,³ in which the Director-General was invited to take due account of paragraph 4 of General Assembly resolution 34/96 of 13 December 1979;

Further desiring to make appropriate administrative arrangements for any movement of staff occasioned by the conversion;

Have concluded the following Agreement:

Article 1. GENERAL OFFER BY UNIDO

1. UNIDO undertakes to offer, by 15 November 1985, to those members of the staff of the United Nations who had been assigned to UNIDO as a United Nations organ, except those whose functions will remain the responsibility of the United Nations, appointments that preserve their acquired rights and contractual status, in accordance with this Agreement.

2. Should the Director-General of UNIDO determine that the needs of the organization were such that in exceptional cases an offer could not be made, UNIDO undertakes to consult with the United Nations regarding the exceptions on a case-by-case basis. In these cases the parties to this agreement shall be guided by the principles embodied in the Staff Regulations.

¹ Came into force on 20 November 1985 by signature.

² United Nations, *Official Records of the General Assembly, Thirty-fourth Session, Supplement No. 46 (A/34/46)*, p. 96.

³ United Nations Industrial Development Organization, *Decisions of the General Conference, First Regular Session*, part one (UNIDO/GC.1/INF.3), p. 4.