

No. 50623

**Brazil
and**

United Nations Educational, Scientific and Cultural Organization

Agreement between the Government of the Federative Republic of Brazil and the United Nations Educational, Scientific and Cultural Organization referring to the creation and operation of the regional heritage management training centre in Rio de Janeiro under the auspices of UNESCO (Category 2). Brasília, 26 July 2010

Entry into force: *26 July 2010 by signature, in accordance with article 17*

Authentic texts: *English and Portuguese*

Registration with the Secretariat of the United Nations: *Brazil, 15 April 2013*

**Brésil
et**

Organisation des Nations Unies pour l'éducation, la science et la culture

Accord entre le Gouvernement de la République fédérative du Brésil et l'Organisation des Nations Unies pour l'éducation, la science et la culture concernant la création et le fonctionnement du Centre régional de formation à la gestion du patrimoine à Rio de Janeiro en tant que centre de catégorie 2 placé sous l'égide de l'UNESCO. Brasília, 26 juillet 2010

Entrée en vigueur : *26 juillet 2010 par signature, conformément à l'article 17*

Textes authentiques : *anglais et portugais*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *Brésil, 15 avril 2013*

[ENGLISH TEXT – TEXTE ANGLAIS]

**AGREEMENT BETWEEN THE GOVERNMENT OF THE FEDERATIVE REPUBLIC
OF BRAZIL AND THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND
CULTURAL ORGANIZATION REFERRING TO THE CREATION AND
OPERATION OF THE REGIONAL HERITAGE MANAGEMENT
TRAINING CENTRE IN RIO DE JANEIRO UNDER
THE AUSPICES OF UNESCO (CATEGORY 2)**

The Government of the Federative Republic of Brazil

and

The United Nations Educational, Scientific and Cultural Organization (UNESCO)
(hereinafter referred to as the “Parties”),

Considering the Agreement on Technical Cooperation in Educational, Scientific and Cultural Matters between the Government of the Federative Republic of Brazil and the United Nations Educational, Scientific and Cultural Organization (UNESCO), signed in Paris, on 29 January 1981,

Considering the Final Declaration of the Extraordinary Meeting of Ministers of Education and Culture of the CPLP – Community of Portuguese-speaking Countries – in Lisbon, Portugal, on 14 and 15 November 2008, and the Report of the XXVII Meeting of MERCOSUR Culture Ministers held in Rio de Janeiro, Brazil, on 5 December 2008;

Mindful that 33 C/Resolution 90 and 180 EX/Decision 18 adopted principles and guidelines for the establishment and operation of centres under the auspices of UNESCO as category 2 centres;

Having regard to the resolution whereby the UNESCO General Conference seeks to favour international cooperation in respect of the Regional Heritage Management Training Centre in Rio de Janeiro;

Considering that the Director-General of UNESCO has been authorized by the General Conference to conclude with the Government of the Federative Republic of Brazil an agreement in conformity with the draft that was submitted to the General Conference; and

Desirous of defining the terms and conditions governing the contribution that shall be granted to the Regional Heritage Management Training Centre in Rio de Janeiro,

Have agreed as follows:

Article 1
Definitions

1. The “Centre” is understood to be the Regional Heritage Management Training Centre.
2. “Government” is understood to be the Government of the Federative Republic of Brazil.
3. The “Region” is understood to be the Portuguese- and Spanish-speaking countries of South America, Africa and Asia.
4. “Participant States” are understood to be States which have sent the Director-General of UNESCO notification in accordance with the terms of Article 3, paragraph 2 of this Agreement.

Article 2
Establishment

The Government hereby agrees to take the necessary measures in the course of the year 2010 to establish the Regional Heritage Management Training Centre in Rio de Janeiro, Brazil, which will be under the auspices of UNESCO in accordance with the terms of this Agreement.

Article 3
Participation

1. The Centre shall be an autonomous institution, at the service of Member States and Associate Members of UNESCO which, by their common interest in the objectives of the Centre, desire to cooperate with the Centre.
2. Member States of UNESCO wishing to participate in the Centre’s activities shall send the Director-General of UNESCO notification to this effect. The Director shall inform the Centre and the Member States mentioned above of the receipt of such notifications.

Article 4
Purpose of the agreement

The purpose of this Agreement is to define the terms and conditions governing collaboration between UNESCO and the Government, as well as the rights and obligations stemming therefrom for the Parties.

Article 5
Legal capacity

The Centre shall enjoy in the territory of the Federative Republic of Brazil the personality and legal capacity necessary for the exercise of its functions, in particular the capacities:

- a) to contract;
- b) to institute legal proceedings;
- c) to acquire and dispose of movable and immovable property.

Article 6
Constitution

The Constitution of the Centre shall include the provisions concerning:

- a) legal status granting the Centre, under the legislation of the Federative Republic of Brazil, and the autonomous legal capacity necessary to exercise its functions, receive subsidies, obtain payments for services rendered, and acquire all necessary means it needs to operate; and
- b) a governing structure allowing UNESCO representation within its governing bodies.

Article 7
Functions and objectives

The functions and objectives of the Centre shall be:

- a) objectives:
 - i. to contribute to the achievement of the United Nations Millennium Development Goals;
 - ii. to build capacity for heritage management in South American countries and Spanish and Portuguese-speaking countries in other regions;
 - iii. to act as a centre of reference for education, research, training, networking platform and capacity-building through projects, programmes and courses;
 - iv. to develop a body of knowledge in conservation, safeguarding, management, monitoring, applied and theoretical research and education in the field of cultural and natural heritage;
 - v. to contribute to methodological development for the conservation, safeguarding and management of cultural and natural heritage;

- vi. to promote and facilitate a worldwide network of all concerned educational and research institutions and organizations in order to devise well-informed solutions for the problems facing heritage management;
 - vii. to encourage entrepreneurship in an academic setting;
 - viii. to share technical expertise with UNESCO, particularly with the World Heritage Centre, and to cooperate with the intergovernmental committees of UNESCO in the field of heritage, as well as with other institutions;
- b) functions:
- i. to create and develop partnership and networks and establish collaborative research programmes to address gaps of knowledge in heritage management;
 - ii. to identify, analyse, systematize and disseminate best practices and experience in the conservation and heritage management;
 - iii. to develop monitoring mechanisms and define indicators for measuring the state of conservation and the effectiveness of management, particularly for complex management situations such as ecosystems and urban landscape;
 - iv. to integrate and systematize data on properties in the Region declared as World Heritage, and facilitate their transfer, thereby contributing to raising awareness leading to an increase in the number of sites in the Region on the World Heritage list;
 - v. to promote better understanding of the World Heritage Convention and the other UNESCO Conventions related to cultural and natural heritage and associated concepts and terms, as well as a wide variety of issues relating to conservation and heritage management;
 - vi. to create training tools in the various heritage management fields and at different levels, promoting and organizing training activities and encouraging collaboration with both public and private institutions;
 - vii. to facilitate technical cooperation and the provision of specialized technical services on questions of heritage; and
 - viii. to promote research, the exchange of information, thematic networks and specialized meetings, for the communication and dissemination of the criteria and operational instruments of the World Heritage Convention and the other UNESCO conventions related to heritage.