

No. 53304*

**United Nations (United Nations University)
and
Portugal**

Agreement between the United Nations University and the Portuguese Republic on the establishment, operation and location of the United Nations University operating unit on policy-driven electronic governance in Guimarães, Portugal (with annex). Lisbon, 23 May 2014

Entry into force: *30 September 2015, in accordance with article 13*

Authentic texts: *English and Portuguese*

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**Organisation des Nations Unies (Université des Nations Unies)
et
Portugal**

Accord entre l'Université des Nations Unies et la République portugaise concernant la création, le fonctionnement et l'emplacement de l'unité d'exploitation sur la gouvernance électronique axée sur les politiques de l'Université des Nations Unies à Guimarães, Portugal (avec annexe). Lisbonne, 23 mai 2014

Entrée en vigueur : *30 septembre 2015, conformément à l'article 13*

Textes authentiques : *anglais et portugais*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *d'office, 18 décembre 2015*

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[ENGLISH TEXT – TEXTE ANGLAIS]

AGREEMENT
BETWEEN
THE UNITED NATIONS UNIVERSITY
AND
THE PORTUGUESE REPUBLIC
ON THE ESTABLISHMENT, OPERATION AND LOCATION OF
THE UNITED NATIONS UNIVERSITY OPERATING UNIT ON POLICY-DRIVEN
ELECTRONIC GOVERNANCE IN GUIMARÃES, PORTUGAL

WHEREAS the United Nations University (hereinafter referred to as “UNU” or “the University”) was established as a subsidiary organ of the United Nations by General Assembly resolution 2951 (XXVII) of 11 December 1972;

WHEREAS the Council of the University decided at its 61st session in Rome, Italy on 12-13 May 2014 to establish the United Nations University Operating Unit on Policy-Driven Electronic Governance as a research and training programme of the University, in Guimarães, Portugal;

WHEREAS the Operating Unit on Policy-Driven Electronic Governance is an integral part of the University in accordance with its Charter;

WHEREAS the University and the Portuguese Republic have concluded an Agreement concerning the Operating Unit on Policy-Driven Electronic Governance on 23 May 2014 (hereinafter referred to as the “Host Country Agreement”);

WHEREAS the University and the Portuguese Republic desire to give effect to the establishment, location and operation of the Operating Unit on Policy-Driven Electronic Governance (also to be known as “UNU-EGOV” and hereinafter referred to as “the Operating Unit”);

THE UNITED NATIONS UNIVERSITY and the Portuguese Republic (hereinafter referred to collectively as “the Parties”),

HAVE AGREED as follows:

ARTICLE 1

PURPOSES AND ACTIVITIES

1. The central purpose of the Operating Unit shall be to support the United Nations system and member states of the United Nations in transforming the mechanisms of governance and building effective governance capabilities through strategic applications of Information and Communication Technologies (hereinafter referred to as "ICT") to contribute to inclusive social development, inclusive economic development, environmental sustainability, and peace and security.
2. Specifically, the Operating Unit shall:
 - a) carry out policy-relevant research;
 - b) translate research findings into relevant policy instruments;
 - c) build capacity in localizing and applying such instruments within and among governments, the United Nations system, academic and other relevant organizations;
 - d) build and maintain research and policy networks to share the lessons learnt, foster mutual learning, and bridge research and policy worlds; and
 - e) monitor, evaluate and disseminate the outcomes and impact of its research, development, capacity-building and network-building activities.
3. Pursuant to the foregoing, the Operating Unit shall:
 - a) conduct electronic governance-related multi-disciplinary research and policy-oriented studies;
 - b) ensure that its research, policy advice, capacity building, network building, monitoring, evaluation and dissemination activities are relevant to the current needs and priorities facing the United Nations system and member states of the United Nations;
 - c) promote close collaboration with and among governments, civil society, private sector, the United Nations system, academic and other relevant organizations;
 - d) award fellowships for research, development and advanced training in electronic governance, including but not limited to researchers, government officials, policy and decision makers, technology strategists and community leaders;
 - e) carry out specific electronic governance projects involving research, development, training and advisory and consultancy services, as may be financed by national or international funding sources;
 - f) organize conferences, workshops, schools, expert group meetings, seminars, panels and other relevant events;

- g) co-operate within the framework of its purposes, with the research and training centres and programmes, and activities of the University; and
- h) do and perform all other acts that may be considered necessary, suitable and proper for the attainment of any or all of its purposes.

ARTICLE 2

LOCATION AND LEGAL STATUS

The Operating Unit shall be located at the University of Minho, Guimarães, Portugal. The Operating Unit shall have, within the territory of the Portuguese Republic, the legal status necessary for the realization of its purposes and activities, pursuant to Article 2 of the Host Country Agreement.

ARTICLE 3

CONTRIBUTIONS

1. The Portuguese Republic shall make available and raise core funding for the Operating Unit of US\$5.0 million, to be paid in instalments of US\$1.0 million per annum during the period 2014-2018. The initial operating contribution in the sum of US\$1.0 million shall be paid to the University on or before 30th June 2014. All subsequent operating contributions shall be paid annually on or before 1st April of the respective year throughout the period of validity of this Agreement.
2. The Portuguese Republic shall endeavour to raise US\$1.0 million, within a period of five years, in capital contributions earmarked for the Operating Unit which is meant to ensure its long-term viability. The said capital contributions shall be placed in the University's Endowment Fund. If the said capital contributions are not realized during the said period, the Operating Unit shall cease to operate.
3. The operating and capital contributions for the Operating Unit shall be complemented by in-kind contributions provided by the University of Minho comprising premises, including security, maintenance, equipment and running costs, personnel, infrastructure and accommodation for students. The estimated value of such contributions shall not be less than US\$500,000 per year.
4. Project funding for the Operating Unit shall include grants raised from, inter alia, governments and institutions, international institutions, regional

organizations, government development agencies, industries and public or private foundations. The Operating Unit and the Portuguese Republic shall cooperate in raising such additional income to supplement amounts received under this Agreement and to support the programme of the Operating Unit.

5. If the contributions referred to in this Article are reduced or unavailable for budgetary reasons, it is understood that such reduction or unavailability may affect the implementation of the activities of the Operating Unit.

6. All contributions to the Operating Unit shall be administered by the University in accordance with the Financial Regulations and Rules, and administrative issuances of the United Nations, applicable to the University.

7. As it is the intention of the Parties to see the transition of the Operating Unit into a fully-fledged UNU institute, it is understood that the required minimum annual operating contribution to be made available and raised by the Portuguese Republic shall be no less than US\$2.0 million per annum. In addition, a further capital contribution of US\$1.0 million would be required to be paid into the UNU Endowment Fund earmarked for the Institute.

8. In the event that the Operating Unit ceases to operate, the capital contributions paid into the UNU Endowment Fund and earmarked for the Institute shall be disposed of by mutual agreement between the Parties.

ARTICLE 4

ELIGIBILITY TO COMPETE FOR RESEARCH FUNDING

The Operating Unit shall be eligible, as with other universities in the Portuguese Republic, to apply for support from competitive research funding programmes.

ARTICLE 5

PREMISES AND FACILITIES

1. The Portuguese Republic shall, through the University of Minho, make available to the University permanent premises for the occupation and use of