

No. 53990*

**United Nations
and
Italy**

Agreement between the United Nations and the Government of the Italian Republic on the status of the United Nations System Staff college in Italy (with annex and amendment, 28 September 2006). Turin, 16 September 2003

Entry into force: *16 January 2010 by notification, in accordance with article XVI*

Authentic texts: *English and Italian*

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Note: *See also annex A, No. 53990.*

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**Organisation des Nations Unies
et
Italie**

Accord entre l'Organisation des Nations Unies et le Gouvernement de la République italienne sur le statut de l'École des cadres du Système des Nations Unies en Italie (avec annexe et amendement, 28 septembre 2006). Turin, 16 septembre 2003

Entrée en vigueur : *16 janvier 2010 par notification, conformément à l'article XVI*

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Note : *Voir aussi annexe A, No. 53990.*

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**AGREEMENT BETWEEN THE UNITED NATIONS
AND THE GOVERNMENT OF THE ITALIAN REPUBLIC
ON THE STATUS OF THE UNITED NATIONS SYSTEM STAFF COLLEGE
IN ITALY**

The United Nations and the Government of the Italian Republic (hereinafter, "the Government"),

CONSIDERING that by resolution 55/207, the General Assembly decided to establish the United Nations System Staff College, as at 1 January 2002 after the approval of its Statute, as an institution for system-wide knowledge management, training and learning for the staff of the United Nations System, aimed, in particular, at the areas of economic and social development, peace and security and internal management of the system;

CONSIDERING that pursuant to Article IX of the Statute of the United Nations System Staff College, approved by the General Assembly in resolution 55/278, the Staff College, as part of the United Nations, shall enjoy the status, privileges and immunities provided in Articles 104 and 105 of the Charter of the United Nations, the Convention on the Privileges and Immunities of the United Nations of 13 February 1946 approved by the Italian Republic on 20 December 1957 and other international agreements and United Nations resolutions relating to the status and privileges and immunities of the Organization;

RECALLING the consultations which took place between representatives of the United Nations System Staff College and the Government of Italy with a view to regulating questions arising from the establishment and operation of the United Nations System Staff College in Turin, Italy,

HAVE AGREED AS FOLLOWS:

**ARTICLE I
DEFINITIONS**

For the purpose of the present Agreement, the following definitions shall apply:

- a. "Staff College" means the United Nations System Staff College in Turin, Italy, and any other sub-offices, which may be established in Italy, with the consent of the Government;
- b. "The competent authorities" means central, local and other appropriate authorities under Italian law;
- c. The "Government" means the Government of the Italian Republic;
- d. "Convention" means the Convention on the Privileges and Immunities of the United Nations, adopted by the General Assembly of the United Nations on 13 February 1946;
- e. "Director of the Staff College" means the official in charge of the Staff College;
- f. "Officials of the Staff College" means the Director of the Staff College and all members of its staff, irrespective of nationality, employed under the Staff Regulations and Rules of the United Nations with the exception of persons who are recruited in Italy and assigned to hourly rates, as provided for in United Nations General Assembly Resolution 76 (I) of 7 December 1946;
- g. "Experts on missions" means individuals, other than officials of the Staff College, performing missions for the Staff College within the scope of Articles VI and VII of the Convention;
- h. The "Agreement" means the present Agreement and its Annex;

**ARTICLE II
APPLICATION OF THE CONVENTION**

The Convention shall be applicable to the Staff College, its property funds and assets, and to its officials and experts on missions in Italy.

**ARTICLE III
JURIDICAL PERSONALITY**

1. The Government recognizes the Staff College's juridical personality and also its legal capacity:
 - a. to contract;
 - b. to acquire and dispose of movable and immovable property; and
 - c. to institute legal proceedings.
2. For the purpose of this Article the Staff College shall be represented by the Director of the Staff College.

**ARTICLE IV
STATUS OF THE STAFF COLLEGE**

1. The premises of the Staff College shall be inviolable. The appropriate authorities shall not enter the premises to perform any official duties, except with the express consent of the Director of the Staff College and under conditions agreed to by him or her. In case of fire or other emergency requiring prompt protective action, the consent of the Director or his or her representative to any necessary entry into the premises shall be presumed if neither of them can be reached in time.
2. The archives of the Staff College, and in general all documents belonging to or held by it, shall be inviolable.
3. The appropriate authorities shall exercise due diligence to ensure the security and protection of the Staff College, and ensure that the tranquility of the Staff College is not disturbed by the unauthorized entry of persons or groups of persons from outside or by disturbances in its immediate vicinity.
4. Without prejudice to the provisions of the Convention, the Staff College shall seek to prevent its premises from being used as a refuge by persons attempting to avoid arrest or prosecution under Italian law or, are wanted by the Government for extradition to another country.
5. Any location in or outside Turin, which may be used temporarily for meetings by the Staff College, shall be deemed, with the concurrence of the Government, to be included in the premises of the Staff College for the duration of that meeting. A Conference Agreement between the Staff College and the Government shall be concluded in respect of any such conference, meeting or workshop.

ARTICLE V
FUNDS, ASSETS AND OTHER PROPERTY

1. The Staff College, its property, funds and assets wherever located and by whomsoever held, shall be immune from every form of legal process, except insofar as in any particular case, the Secretary-General of the United Nations has expressly waived its immunity. It is understood, however, that no waiver of immunity shall extend to any measure of execution.
2. The property, funds and assets of the Staff College, wherever located and by whomsoever held, shall be immune from search, requisition, confiscation, expropriation and any other form of interference, whether by executive, administrative, judicial or legislative action.
3. Without being restricted by financial controls, regulations or moratoria of any kind, the Staff College:
 - a. may hold and use funds, gold or negotiable instruments of any kind and maintain and operate accounts in any currency and convert any currency held by it into any other currency;
 - b. shall be free to transfer its funds, gold or currency from one country to another or within Italy to other organizations or agencies of the United Nations system;
 - c. shall enjoy the most favorable, legally available rate of exchange for its financial transactions.

ARTICLE VI
EXEMPTION FROM TAXATION

1. The Staff College, its funds, assets, income and other property shall:
 - a. be exempt from all direct taxes;
 - b. be exempt from customs duties and prohibitions and restrictions on articles imported or exported by the Staff College for its official use. It is understood, however, that articles imported under such exemptions will not be sold in Italy except under conditions agreed with the Government;
 - c. be exempt from customs duties and prohibitions and restrictions on imports and exports in respect of its publications.