

AGREEMENT

between

The European Community, represented by the Commission of the European Communities,

and

The World Health Organization

Whereas the parties acknowledge the need to define an enabling environment in order to foster their co-operation, in particular in the fields of development and public health.

Whereas the European Community and the United Nations signed on 29 April 2003 a new Financial and Administrative Framework Agreement (FAFA) which offers such an enabling environment.

Whereas the World Health Organization, being a specialised UN agency, is not bound by the terms of such agreement but may adhere to it.

Now therefore the parties agree as follows:

The World Health Organization hereby adheres as a UN organization (in the sense of Article 15.3 of the FAFA) to the Financial and Administrative Framework Agreement of 29 April 2003 between the European Community and the United Nations. Such agreement will govern all contribution-specific agreements signed between the parties after the date hereof, unless otherwise agreed in exceptional circumstances.

By adhering to the Financial and Administrative Framework Agreement of 29 April 2003 between the European Community and the United Nations, the World Health Organization becomes a member of the working group mentioned in article 13.1 thereof. Articles 15.1 and 15.2 thereof do not apply to it. It agrees that said agreement will also apply to any EC agency or entity that might subsequently be party to it.

Under paragraph 7.2 WHO may utilize the available balance pertaining to one contribution-specific agreement to meet the immediate, including final, requirements of another contribution-specific agreement. The second bullet of this Paragraph foresees that, in such cases, the reimbursement of the contribution-specific agreement from which funds were advanced should include the amount advanced and an amount corresponding to the bank interest, if any, that would have been earned had these

funds remained on account. It is the parties' understanding that such interest may in effect be charged to the borrowing European Community project and credited to the European Community project for which funds are anticipated. This will reflect the principle that the funds of WHO should not be expended on account of extra-budgetary contributions, to which principle WHO is committed.

Under Paragraph 11.1, it is the parties understanding that the reference to the "1946 Convention on the Privileges and Immunities of the United Nations" should read "1947 Convention on the Privileges and Immunities of the Specialised Agencies".

The adherence by the World Health Organization to the Financial and Administrative Framework includes AMRO/PAHO, the Joint United Nations Programme on HIV/AIDS (UNAIDS) and the International Agency for Research on Cancer (IARC).

For the European Community:

For the World Health Organization:

By: Poul Nielson
Member of the Commission
Date: 11 December 2003

By: Lee Jong-wook
Director-General
Date: 11 December 2003