

Ο περὶ τῆς Συμφωνίας περὶ τῶν Προνομίων καὶ Ασυλιῶν τοῦ Διεθνοῦς Οργανισμοῦ Ατομικῆς Ενέργειας (Κυρωτικός) Νόμος τοῦ 1978 ἐκδίδεται διὰ δημοσιεύσεως εἰς τὴν ἐπίσημον ἐφημερίδα τῆς Κυπριακῆς Δημοκρατίας συμφώνως τῷ ἄρθρῳ 52 τοῦ Συντάγματος.

Ἄριθμὸς 31 τοῦ 1978

ΝΟΜΟΣ ΚΥΡΩΝ ΤΗΝ ΣΥΜΦΩΝΙΑΝ ΠΕΡΙ ΤΩΝ ΠΡΟΝΟΜΙΩΝ
ΚΑΙ ΑΣΥΛΙΩΝ ΤΟΥ ΔΙΕΘΝΟΥΣ ΟΡΓΑΝΙΣΜΟΥ ΑΤΟΜΙΚΗΣ
ΕΝΕΡΓΕΙΑΣ

Ἡ Βουλὴ τῶν Ἀντιπροσώπων ψηφίζει ὡς ἀκολούθως :

1. Ό παρὸν Νόμος θὰ ἀναφέρηται ὡς διάταξη τῆς Συμφωνίας περὶ Συνοπτικὸς τῶν Προνομίων καὶ Ασυλιῶν τοῦ Διεθνοῦς Οργανισμοῦ Ατομικῆς Ενέργειας (Κυρωτικός) Νόμος τοῦ 1978.

2. Έν τῷ παρόντι Νόμῳ, ἔκτος ἐάν ἐκ τοῦ κειμένου προκύπτῃ διάταξη Ερμηνείας φορος ἔννοιας —

«Συμφωνία» σημαίνει τὴν Συμφωνίαν περὶ τῶν Προνομίων καὶ Ασυλιῶν τοῦ Διεθνοῦς Οργανισμοῦ Ατομικῆς Ενέργειας, τῆς ὁποίας τὸ κείμενον ἐν τῷ Αγγλικῷ πρωτοτύπῳ ἐκτίθεται εἰς τὸ Πρώτον Μέρος τοῦ Πίνακος καὶ ἐν μεταφράσει εἰς τὴν Ελληνικήν Πίνακαν εἰς τὸ Δεύτερον Μέρος τοῦ Πίνακος :

Νοεῖται ὅτι ἐν περιπτώσει ὀντιθέσεως μεταξὺ τῶν δύο κειμένων ὑπερισχύει τὸ εἰς τὸ Πρώτον Μέρος τοῦ Πίνακος ἐκτιθέμενον κείμενον.

3. Ἡ Συμφωνία, τῆς ὁποίας ἡ ὑπὸ τῆς Κυπριακῆς Δημοκρατίας Κύρωσις ἀποδοχὴ ἀπεφασίσθη διὰ τῆς ὑπὸ ἀριθμὸν 10.773 καὶ ἡμερομηνίαν 16ην Σεπτεμβρίου, 1971 Αποφάσεως τοῦ Υπουργικοῦ Συμβουλίου, διὰ τοῦ παρόντος Νόμου κυροῦται.

Π Ι Ν Α Ξ

(“Ἄρθρον 2)

ΠΡΩΤΟΝ ΜΕΡΟΣ

AGREEMENT ON THE PRIVILEGES AND IMMUNITIES
OF THE INTERNATIONAL ATOMIC ENERGY
AGENCY

WHEREAS Article XV.C of the Statute of the International Atomic Energy Agency provides that the legal capacity, privileges and immunities referred to in that Article shall be defined in a separate agreement or agreements between the Agency, represented for this purpose by the Director-General acting under the instructions of the Board of Governors, and the Members;

WHEREAS an Agreement Governing the Relationship between the Agency and the United Nations has been adopted in accordance with Article XVI of the Statute ; and

WHEREAS the General Assembly of the United Nations, contemplating the unification as far as possible of the privileges and immunities enjoyed by the United Nations and by the various agencies brought into relationship with the United Nations, has adopted the Convention on the Privileges and Immunities of the Specialized Agencies, and a number of Members of the United Nations have acceded thereto ;

THE BOARD OF GOVERNORS

1. HAS APPROVED, without committing the Governments represented on the Board, the text below, which in general follows the Convention on the Privileges and Immunities of the Specialized Agencies, and
2. INVITES the Members of the Agency to consider and, if they see fit, to accept this Agreement.

ARTICLE I

Definitions

Section 1. In this Agreement :

- (i) The expression "the Agency" means the International Atomic Energy Agency ;
- (ii) For the purposes of Article III, the words "property and assets" shall also include property and funds in the custody of the Agency or administered by the Agency in furtherance of its statutory functions ;
- (iii) For the purposes of Articles V and VIII, the expression "representatives of Members" shall be deemed to include all Governors, representatives, alternates, advisers, technical experts and secretaries of delegations ;
- (iv) In sections 12, 13, 14 and 27, the expression "meetings convened by the Agency" means meetings :
 - (1) of its General Conference and of its Board of Governors ;
 - (2) of any international conference, symposium, seminar or panel convened by it ; and
 - (3) of any committee of any of these bodies ;
- (v) For the purposes of Articles VI and IX, the expression "officials of the Agency" means the Director General and all members of the staff of the Agency except those who are locally recruited and assigned to hourly rates.

ARTICLE II

Juridical Personality

Section 2. The Agency shall possess juridical personality. It shall have the capacity (a) to contract, (b) to acquire and dispose of immovable and movable property and (c) to institute legal proceedings.

ARTICLE III

Property, Funds and Assets

Section 3. The Agency, its property and assets, wherever located and by whomsoever held, shall enjoy immunity from every form of legal process except in so far as in any particular case it has expressly waived its immunity. It is, however, understood that no waiver of immunity shall extend to any measure of execution.

Section 4. The premises of the Agency shall be inviolable. The property and assets of the Agency, 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.

Section 5. The archives of the Agency, and in general all documents belonging to it or held by it, shall be inviolable, wherever located.

Section 6. Without being restricted by financial controls, regulations or moratoria of any kind :

- (a) The Agency may hold funds, gold or currency of any kind and operate accounts in any currency ;
- (b) The Agency may freely transfer its funds, gold or currency from one country to another or within any country and convert any currency held by it into any other currency.

Section 7. The Agency shall, in exercising its rights under section 6, pay due regard to any representations made by the Government of any State party to this Agreement in so far as it is considered that effect can be given to such representations without detriment to the interests of the Agency.

Section 8. The Agency, its assets, income and other property shall be :

- (a) Exempt from all direct taxes ; it is understood however, that the Agency will not claim exemption from taxes which are, in fact, no more than charges for public utility services ;
- (b) Exempt from customs duties and prohibitions and restrictions on imports and exports in respect of articles imported or exported by the Agency for its official use ; it is understood, however, that articles imported under such exemption will not be sold in the country into which they were imported except under conditions agreed to with the Government of that country ;
- (c) Exempt from duties and prohibitions and restrictions on imports and exports in respect of its publications.

Section 9. While the Agency will not, as a general rule, claim exemption from excise duties and from taxes on the sale of movable and immovable property which form part of the price to be paid, nevertheless when the Agency is making important purchases for official use of property on which such duties and taxes have been charged or are chargeable, States parties to this Agreement will, whenever possible, make appropriate administrative arrangements for the remission or return of the amount of duty or tax.

ARTICLE IV

Facilities in Respect of Communications

Section 10. The Agency shall enjoy, in the territory of each State party to this Agreement and as far as may be compatible with any international conventions, regulations and arrangements to which that State is a party, for its official communications, treatment not less favourable than that accorded by the Government of such a State to any other Government, including the latter's diplomatic mission, in the matter of priorities, rates and taxes for posts and telecommunications, and press rates for information to the press and radio.

Section 11. No censorship shall be applied to the official correspondence and other official communications of the Agency.

The Agency shall have the right to use codes and to dispatch and receive correspondence and other official communications by courier or in sealed bags, which shall have the same immunities and privileges as diplomatic couriers and bags.

Nothing in this section shall be construed to preclude the adoption of appropriate security precautions to be determined by agreement between a State party to this Agreement and the Agency.

ARTICLE V

Representatives of Members

Section 12. Representatives of Members at meetings convened by the Agency shall, while exercising their functions and during their journeys to and from the place of meeting, enjoy the following privileges and immunities :

- (a) Immunity from personal arrest or detention and from seizure of their personal baggage, and in respect of words spoken or written and all acts done by them in their official capacity, immunity from legal process of every kind ;
- (b) Inviolability for all papers and documents ;
- (c) The right to use codes and to receive papers or correspondence by courier or in sealed bags ;
- (d) Exemption in respect of themselves and their spouses from immigration restrictions, aliens' registration or national service obligations in the State which they are visiting or through which they are passing in the exercise of their functions ;
- (e) The same facilities in respect of currency or exchange restrictions as are accorded to representatives of foreign Governments on temporary official missions ;
- (f) The same immunities and facilities in respect of their personal baggage as are accorded to members of comparable rank of diplomatic missions.

Section 13. In order to secure for the representatives of Members of the Agency at meetings convened by the Agency complete freedom of speech and complete independence in the discharge of their duties, the immunity from legal process in respect of words spoken or written and all acts done by them in discharging their duties shall continue to be accorded, notwithstanding that the persons concerned are no longer engaged in the discharge of such duties.

Section 14. Where the incidence of any form of taxation depends upon residence, periods during which the representatives of Members of the Agency at meetings convened by the Agency are present in a Member State for the discharge of their duties shall not be considered as periods of residence.

Section 15. Privileges and immunities are accorded to the representatives of members, not for the personal benefit of the individuals themselves, but in order to safeguard the independent exercise of their functions in connexion with the Agency. Consequently, a Member not only has the right but is under a duty to waive the immunity of its representatives in any case where, in the opinion of the Member, the immunity would impede the course of justice, and where it can be waived without prejudice to the purpose of which the immunity is accorded.

Section 16. The provisions of sections 12, 13 and 14 are not applicable in relation to the authorities of a State of which the person is a national or of which he is or has been a representative.

ARTICLE VI

Officials

Section 17. The Agency shall from time to time make known to the Governments of all States parties to this Agreement the names of the officials to whom the provisions of this Article and of Article IX apply.

Section 18.

- (a) Officials of the Agency shall :
 - (i) Be immune from legal process in respect of words spoken or written and all acts performed by them in their official capacity;
 - (ii) Enjoy the same exemptions from taxation in respect of the salaries and emoluments paid to them by the Agency and on the same conditions as are enjoyed by officials of the United Nations;
 - (iii) Be immune, together with their spouses and relatives dependent on them from immigration restrictions and alien registration;
 - (iv) Be accorded the same privileges in respect of exchange facilities as are accorded to officials of comparable rank of diplomatic missions;
 - (v) Be given, together with their spouses and relatives dependent on them, the same repatriation facilities in time of international crises as officials of comparable rank of diplomatic missions;
 - (vi) Have the right to import free of duty their furniture and effects at the time of first taking up their post in the country in question.
- (b) Officials of the Agency shall, while exercising the functions of an inspector under Article XII of the Statute of the Agency or those of a project examiner under Article XI thereof, and while travelling in their official capacity en route to and from the performance of these functions, enjoy all the additional privileges and immunities set forth in Article VII of this Agreement so far as is necessary for the effective exercise of such functions.

Section 19. The officials of the Agency shall be exempt from national service obligations, provided that, in relation to the States of which they are nationals, such exemption shall be confined to officials of the Agency whose names have, by reason of their duties, been placed upon a list compiled by the Director General of the Agency and approved by the State concerned.

Should other officials of the Agency be called up for national service, the State concerned shall, at the request of the Agency, grant such temporary deferments in the call-up of such officials as may be necessary to avoid interruption in the continuation of essential work.

Section 20. In addition to the privileges and immunities specified in sections 18 and 19 above, the Director General of the Agency, including any official acting on his behalf during his absence from duty, shall be accorded on behalf of himself, his spouse and minor children, the privileges and immunities, exemptions and facilities accorded to diplomatic envoys on behalf of themselves, their spouses and minor children, in accordance with international law. The same privileges and immunities, exemptions and facilities shall also be accorded to a Deputy Director General or official of equivalent rank of the Agency.

Section 21. Privileges and immunities are granted to officials in the interest of the Agency only and not for the personal benefit of the individuals themselves. The Agency shall have the right and the duty to waive the immunity of any official in any case where, in its opinion, the immunity would impede the course of justice and can be waived without prejudice to the interests of the Agency.

Section 22. The agency shall co-operate at all times with the appropriate authorities of Member States to facilitate the proper administration of justice, secure the observance of police regulations and prevent the occurrence of any abuses in connexion with the privileges, immunities and facilities mentioned in this Article.

ARTICLE VII

Experts on Missions for the Agency

Section 23. Experts (other than officials coming within the scope of Article VI) serving on committees of the Agency or performing missions for the Agency, including missions as inspectors under Article XII of the Statute of the Agency and as project examiners under Article XI thereof, shall be accorded the following privileges and immunities so far as is necessary for the effective exercise of their functions, including the time spent on journeys in connexion with service on such committees or missions :

- (a) Immunity from personal arrest or detention and from seizure of their personal baggage ;
- (b) In respect of words spoken or written or acts done by them in the performance of their official functions, immunity from legal process of every kind, such immunity to continue notwithstanding that the persons concerned are no longer serving on committees of, or employed on missions for, the Agency ;
- (c) Inviolability for all papers and documents ;
- (d) For the purposes of their communications with the Agency, the right to use codes and to receive papers or correspondence by courier or in sealed bags ;
- (e) The same facilities in respect of currency and exchange restrictions as are accorded to representatives of foreign Governments on temporary official missions ;
- (f) The same immunities and facilities in respect of their personal baggage as are accorded to members of comparable rank of diplomatic missions.

Section 24. Nothing in sub-paragraphs (c) and (d) of section 23 shall be construed to preclude the adoption of appropriate security precautions to be determined by agreement between a State party to this Agreement and the Agency.

Section 25. Privileges and immunities are granted to the experts of the Agency in the interests of the Agency and not for the personal benefit of the individuals themselves. The Agency shall have the right and the duty to waive the immunity of any expert in any case where, in its opinion, the immunity would impede the course of justice and can be waived without prejudice to the interests of the Agency.

ARTICLE VIII

Abuses of Privilege

Section 26. If any State party to this Agreement considers that there has been an abuse of a privilege or immunity conferred by this Agreement, consultations shall be held between that State and the Agency to determine

whether any such abuse has occurred and, if so, to attempt to ensure that no repetition occurs. If such consultations fail to achieve a result satisfactory to the State and the Agency, the question whether an abuse of a privilege or immunity has occurred shall be settled by a procedure in accordance with section 34. If it is found that such an abuse has occurred, the State party to this Agreement affected by such abuse has the right, after notification to the Agency, to withhold from the Agency the benefits of the privilege or immunity so abused. However, the withholding of privileges or immunities must not interfere with the Agency's principal activities or prevent the Agency from performing its principal functions.

Section 27. Representatives of Members at meetings convened by the Agency, while exercising their functions and during their journeys to and from the place of meeting, and officials within the meaning of section 1(v), shall not be required by the territorial authorities to leave the country in which they are performing their functions on account of any activities by them in their official capacity. In the case, however, of abuse of privileges of residence committed by any such person in activities in that country outside his official functions, he may be required to leave by the Government of that country, provided that :

- (a) Representatives of Members, or persons who are entitled to the immunities provided in section 20, shall not be required to leave the country otherwise than in accordance with the diplomatic procedure applicable to diplomatic envoys accredited to that country ;
- (b) In the case of an official to whom section 20 is not applicable, no order to leave the country shall be issued by the territorial authorities other than with the approval of the Foreign Minister of the country in question, and such approval shall be given only after consultation with the Director General of the Agency ; and, if expulsion proceedings are taken against an official, the Director General of the Agency shall have the right to appear in such proceedings on behalf of the person against whom they are instituted.

ARTICLE IX

Laissez-passer

Section 28. Officials of the Agency shall be entitled to use the United Nations laissez-passer in conformity with administrative arrangements concluded between the Director General of the Agency and the Secretary-General of the United Nations. The Director General of the Agency shall notify each State party to this Agreement of the administrative arrangements so concluded.

Section 29. States parties to this Agreement shall recognize and accept the United Nations laissez-passer issued to officials of the Agency as valid travel documents.

Section 30. Applications for visas, where required, from officials of the Agency holding United Nations laissez-passer, when accompanied by a certificate that they are travelling on the business of the Agency, shall be dealt with as speedily as possible. In addition, such person shall be granted facilities for speedy travel.

Section 31. Similar facilities to those specified in section 30 shall be accorded to experts and other persons who, though not holders of United Nations laissez-passer, have a certificate that they are travelling on the business of the Agency.

Section 32. The Director General, the Deputy Directors General and other officials of a rank not lower than head of division of the Agency, travelling on United Nations laissez-passer on the business of the Agency, shall be granted the same facilities for travel as are accorded to officials of comparable rank in diplomatic missions.

ARTICLE X Settlement of Disputes

Section 33. The Agency shall make provision for appropriate modes of settlement of :

- (a) Disputes arising out of contracts or other disputes of a private character to which the Agency is a party ;
- (b) Disputes involving any official or expert of the Agency who by reason of his official position enjoys immunity, if immunity has not been waived in accordance with section 21 or 25.

Section 34. Unless in any case it is agreed by the parties to have recourse to another mode of settlement, all differences arising out of the interpretation or application of the present Agreement shall be referred to the International Court of Justice, in accordance with the Statute of the Court. If a difference arises between the Agency and a Member and they do not agree on any other mode of settlement, a request shall be made for an advisory opinion on any legal question involved, in accordance with Article 96 of the Charter of the United Nations and Article 65 of the Statute of the Court and the relevant provisions of the agreement concluded between the United Nations and the Agency. The opinion given by the Court shall be accepted as decisive by the parties.

ARTICLE XI Interpretation

Section 35. The provisions of this Agreement shall be interpreted in the light of the functions with which the Agency is entrusted by its Statute.

Section 36. The provisions of this Agreement shall in no way limit or prejudice the privileges and immunities which have been, or may hereafter be, accorded to the Agency by any State by reason of the location in the territory of that State of the Agency's Headquarters or regional offices, or of officials, experts, material, equipment or facilities in connexion with Agency projects or activities, including the application of safeguards to an Agency project or other arrangement. This Agreement shall not be deemed to prevent the conclusion between the Agency and any State party thereto of supplemental agreements adjusting the provisions of this Agreement or extending or curtailing the privileges and immunities thereby granted.

Section 37. This Agreement shall not itself operate so as to abrogate, or derogate from, any provisions of the Statute of the Agency or any rights or obligations which the Agency may otherwise have, acquire or assume.

ARTICLE XII Final Provisions

Section 38. This Agreement shall be communicated to every Member of the Agency for acceptance. Acceptance shall be effected by the deposit with the Director General of an instrument of acceptance, and the Agreement shall come into force as regards each Member on the date of deposit of that Member's instrument of acceptance. It is understood that, when an instrument of acceptance is deposited on behalf of any State, that State

will be in a position under its own law to give effect to the terms of this Agreement. The Director General shall transmit a certified copy of this Agreement to the Government of every State now or hereafter becoming a Member of the Agency, and shall inform all Members of the deposit of each instrument of acceptance and of the filing of any notification of denunciation provided for in section 39.

It shall be permissible for a Member to make reservations to this Agreement. Reservations may be made only at the time of the deposit of the Member's instrument of acceptance, and shall immediately be communicated by the Director General to all Members of the Agency.

Section 39. This Agreement shall continue in force as between the Agency and every Member which has deposited an instrument of acceptance for so long as that Member remains a Member of the Agency, or until a revised agreement has been approved by the Board of Governors and that Member has become a party to this revised agreement, provided that if a Member files a notification of denunciation with the Director General, this Agreement shall cease to be in force with respect to such Member one year after the receipt of such notification by the Director General.

Section 40. At the request of one-third of the States parties to this Agreement, the Board of Governors of the Agency shall consider whether to approve amendments thereto. Amendments approved by the Board shall enter into force upon their acceptance in accordance with the procedure provided in section 38.

ΔΕΥΤΕΡΟΝ ΜΕΡΟΣ

ΣΥΜΦΩΝΙΑ ΠΕΡΙ ΤΩΝ ΠΡΟΝΟΜΙΩΝ ΚΑΙ ΑΣΥΛΙΩΝ ΤΟΥ ΔΙΕΘΝΟΥΣ ΟΡΓΑΝΙΣΜΟΥ ΑΤΟΜΙΚΗΣ ΕΝΕΡΓΕΙΑΣ

ΔΕΔΟΜΕΝΟΥ δτι τὸ "Αρθρον XV.C τοῦ Καταστατικοῦ τοῦ Διεθνοῦς Ὀργανισμοῦ Ἀτομικῆς Ἐνεργείας προβλέπει δτι ἡ νομικὴ ἵκανότης, τὰ προνόμια καὶ αἱ ἀσυλίαι, ὡς ἀναφέρονται ἐν τῷ ρηθέντι ἄρθρῳ, θέλουν καθορισθῆ εἰς ἰδιαιτέρων συμφώνιαν ἢ συμφωνίας, συναφθησομένας μεταξὺ τοῦ Ὀργανισμοῦ, ἀντιπροσωπευομένου ἐν προκειμένῳ ὑπὸ τοῦ Γενικοῦ Διευθυντοῦ ἐνεργοῦντος κατὰ τάς ἐντολὰς τοῦ Συμβουλίου Διοικητῶν καὶ τῶν Μελῶν.

ΔΕΔΟΜΕΝΟΥ δτι ἐνεκρίθη ἡδη, συμφώνως τῷ "Αρθρῷ XVI τοῦ Καταστατικοῦ, Συμφωνία Διέπουσα τάς Σχέσεις μεταξύ τοῦ Ὀργανισμοῦ καὶ τῶν Ἡνωμένων Ἐθνῶν" καὶ

ΔΕΔΟΜΕΝΟΥ δτι ἡ Γενικὴ Συνέλευσις τῶν Ἡνωμένων Ἐθνῶν, ἀποβλέπουσά εἰς τὴν κατὰ τὸ δυνατόν δύμοιο μορφίαν τῶν προνομίων καὶ ἀσυλιῶν, διν ἀπολαύσουσι τὰ Ἡνωμένα Ἐθνη καὶ οἱ ποικίλοι πρὸς τὰ Ἡνωμένα Ἐθνη σχετιζόμενοι δργανισμοί, ἐνέκρινε τὴν Σύμβασιν περὶ τῶν Προνομίων καὶ Ἀσυλιῶν τῶν Εἰδικευμένων Ὀργανώσεων, ἀριθμὸς δὲ τῶν Μελῶν τῶν Ἡνωμένων Ἐθνῶν προσεχώρησεν αὐτῇ.

ΤΟ ΣΥΜΒΟΥΛΙΟΝ ΔΙΟΙΚΗΤΩΝ

1. ΕΝΕΚΡΙΝΕΝ, ἀνευ δεσμεύσεως τῶν παρὰ τῷ Συμβουλίῳ ἀντιπροσωπευομένων Κυβερνήσεων, τὸ ὡς ἔπειται κείμενον, ὅπερ ἐν γενικαῖς γραμμαῖς ἀκολουθεῖ τὴν Σύμβασιν περὶ τῶν Προνομίων καὶ Ἀσυλιῶν τῶν Εἰδικευμένων Ὀργανώσεων, καὶ

2. ΚΑΛΕΙ τὰ Μέλη τοῦ Ὀργανισμοῦ ὅπως ἔξετάσωσι καὶ κατὰ τὸ δοκοῦν ἀποδεχθῶσι τὴν παροῦσαν Συμφωνίαν.

ΤΙΤΛΟΣ Ι

'Ορισμοί

'Αρθρον 1

'Εν τῇ παρούσῃ Συμφωνίᾳ—

- (i) δ ὅρος «ό 'Οργανισμός» δηλοὶ τὸν Διεθνῆ 'Οργανισμὸν 'Ατομικῆς 'Ενεργείας·
- (ii) διὰ τοὺς σκοποὺς τοῦ Τίτλου III, αἱ λέξεις «περιουσία καὶ ἐνεργητικὸν» διαλαμβάνονται ὡσάντως περιουσίαν καὶ κεφάλαια τελοῦντα ὑπὸ τὴν φύλαξιν τοῦ 'Οργανισμοῦ ἢ διαχειριζόμενα ὑπὸ τοῦ 'Οργανισμοῦ πρὸς ἔκτελεσιν τῶν κατὰ τὸ καταστατικὸν αὐτοῦ λειτουργιῶν τοῦ·
- (iii) διὰ τοὺς σκοποὺς τῶν Τίτλων V καὶ VIII, δ ὅρος «ἀντιπρόσωποι τῶν Μελῶν» λογίζεται διαλαμβάνονται ἀπαντας τοὺς Διοικητάς, ἀντιπροσώπους, ἀναπληρωτάς, συμβούλους, τεχνικούς ἐμπειρογνώμονας καὶ γραμματεῖς ἀντιπροσωπειῶν·
- (iv) ἐν ἀρθροῖς 12, 13; 14 καὶ 27 δ ὅρος «συνελεύσεις συγκαλούμεναι ὑπὸ τοῦ 'Οργανισμοῦ» δηλοὶ συνελεύσεις·
 - (1) τῆς Γενικῆς αὐτοῦ Διασκέψεως καὶ τοῦ Συμβουλίου Διοικητῶν·
 - (2) οἰασδήποτε διεθνοῦς διασκέψεως, συμποσίου, σεμιναρίου ἢ κλιμακίου ὑπ' αὐτοῦ συγκαλουμένου· καὶ
 - (3) οἰασδήποτε 'Επιτροπῆς οίουδήποτε τῶν ἄνω σωμάτων·
- (v) διὰ τοὺς σκοποὺς τῶν Τίτλων VI καὶ IX, δ ὅρος «ἀξιωματοῦχοι τοῦ 'Οργανισμοῦ» δηλοὶ τὸν Γενικὸν Διευθυντὴν καὶ ἀπαντα τὰ μέλη τοῦ προσωπικοῦ τοῦ 'Οργανισμοῦ, πλὴν τῶν ἐπιτοπίως προσλαμβανομένων· καὶ ὀρισίως ἀμειθομένων τοιούτων.

ΤΙΤΛΟΣ ΙΙ

Νομική προσωπικότης

'Αρθρον 2

'Ο 'Οργανισμός κέκτηται νομικὴν προσωπικότητα. Κέκτηται τὴν ἰκανότητα
(α) τοῦ συμβάλλεσθαι, (β) κτήσεως καὶ διαθέσεως ἀκινήτου καὶ κινητῆς περιουσίας καὶ (γ) τοῦ παρίστασθαι ἐπὶ δικαστηρίῳ.

ΤΙΤΛΟΣ ΙΙΙ

Περιουσία, Κεφάλαια καὶ Ἐνεργητικὸν

'Αρθρον 3

'Ο 'Οργανισμός, τὰ περιουσιακὰ στοιχεῖα αὐτοῦ καὶ τὸ ἐνεργητικόν του, δπουδήποτε καὶ ἀν εὑρίσκωνται ἢ κείνται καὶ ὑφ' οίουδήποτε διακατεχόμενα, ἀπολαύουσιν ἀσυλίας ἐκ παντὸς τύπου νομικῆς διαδικασίας, πλὴν καὶ καθ' ὅ μέτρον δ 'Οργανισμός ἥθελε ρητῶς παραπιθῆ ταύτης ἐν εἰδικῇ τινι περιπτώσει. Νοεῖται, ἐν τούτοις, ὅτι ἡ παραπίθησις ἐκ τῆς ἀσυλίας δὲν δύναται νὰ ἐκταθῇ καὶ εἰς οίονδήποτε μέτρον ἐκτελέσεως.

'Αρθρον 4

Οἱ χῶροι τοῦ 'Οργανισμοῦ εἶναι ἀπαραθίαστοι. Τὰ περιουσιακὰ στοιχεῖα καὶ τὸ ἐνεργητικὸν τοῦ 'Οργανισμοῦ, δπουδήποτε καὶ ἀν εὑρίσκωνται ἢ κείνται καὶ ὑφ' οίουδήποτε διακατεχόμενα, ἔξαιρούνται οἰασδήποτε μορφῆς ἐρεύνης, ἐπιτάξεως, δημεύσεως, ἀπαλλοτριώσεως, ὡς καὶ οἰασδήποτε ἐτέρας μορφῆς παρεμβάσεως, εἴτε ἐκτελεστικῆς, εἴτε διοικητικῆς, δικαστικῆς ἢ νομοθετικῆς φύσεως.

'Αρθρον 5

Τὰ ἀρχεῖα τοῦ 'Οργανισμοῦ καὶ ἐν γένει ἀπαντα τὰ ἀνήκοντα αὐτῷ ἢ ὑπ' αὐτοῦ διακατεχόμενα ἔγγραφα, εἶναι ἀπαραθίαστα, δπουδήποτε καὶ ἀν εὑρίσκωνται,

"Αρθρον 6

Μή ύποκείμενος είς περιόρισμούς οίκονομικῶν ἐλέγχων, κανονισμῶν ἢ πάσης φύσεως δικαιοστασίων :

- (α) Ὁ Ὀργανισμὸς δύναται νὰ κατέχῃ κεφάλαια, χρυσὸν ἢ συνάλλαγμα πάσης φύσεως καὶ νὰ χειρίζηται λογαριασμοὺς εἰς οἰονδήποτε νόμισμα;
- (β) Ὁ Ὀργανισμὸς δύναται νὰ μεταθεάζῃ ἐλευθέρως τὰ κεφάλαιά του, τὸν χρυσὸν ἢ τὸ συνάλλαγμά του ἐκ τινος χώρας εἰς ἑτέραν τοιαύτην ἢ ἐντὸς τῆς χώρας καὶ νὰ μετατρέπῃ τὸ ὑπ' αὐτοῦ διακατεχόμενον συνάλλαγμα εἰς οἰονδήποτε ἔτερον συνάλλαγμα.

"Αρθρον 7

Ἐν τῇ ἐνασκήσει τῶν δυνάμει τοῦ ἀρθρου 6 δικαιωμάτων αὐτοῦ, ὁ Ὀργανισμὸς δέον δῆπας λαμβάνην ὑπ' ὅψιν τυχὸν παραστάσεις γενομένας ὑπὸ τῆς Κυβερνήσεως οἰουδήποτε Κράτους Μέρους τῆς παρούσης Συμφωνίας, καθ' ὃ μέτρον ἥθελε κρίνει διτὶ αἱ τοιαῦται παραστάσεις δύνανται νὰ τύχωσιν ἐφαρμογῆς ἄνευ βλάβης τῶν συμφερόντων τοῦ Ὀργανισμοῦ.

"Αρθρον 8

Ο Ὀργανισμός, τὸ ἐνεργητικόν του, τὰ ἔσοδά του καὶ λοιπὰ περιουσιακά αὐτοῦ στοιχεῖα ἀπαλλάσσονται—

- (α) παντὸς ἀμέσου φόρου· νοεῖται, ἐν τούτοις, διτὶ δ Ὀργανισμὸς δὲν θέλει ἀπαίτησει ἀπαλλαγὴν αὐτοῦ ἐκ φόρων, οἵτινες ἐν τῇ πραγματικότητι δὲν ἀποτελούσιν εἰμὴ ἐπιθεαρύνσεις δι' ὑπηρεσίας κοινῆς ὀφελείσας·
- (β) παντὸς τελώνειακοῦ δασμοῦ καὶ ἀπαγορεύσεως, ὡς καὶ παντὸς περιορισμοῦ ἐπὶ τῶν εἰσαγωγῶν καὶ τῶν ἔξαγωγῶν, καθ' ὅσον ἀφορᾶ εἰς εἰδὴ εἰσαγόμενα ἢ ἔξαγόμενα ὑπὸ τοῦ Ὀργανισμοῦ δι' ἐπίσημον αὐτοῦ χρῆσιν· νοεῖται, ἐν τούτοις, διτὶ εἰδὴ εἰσαγόμενα δυνάμει τῆς τοιαύτης ἀπαλλαγῆς, δὲν θὰ πωλῶνται ἐν τῇ χώρᾳ, ἐν ᾧ ἐισάγονται, εἰμὴ ὑπὸ τούς συμπεφωνημένους μετὰ τῆς Κυβερνήσεως τῆς χώρας ταύτης δρους·
- (γ) παντὸς δασμοῦ, ἀπαγορεύσεως καὶ περιορισμοῦ ἐπὶ τῶν εἰσαγωγῶν καὶ τῶν ἔξαγωγῶν, καθ' ὅσον ἀφορᾶ εἰς τὰ δημοσιεύματά του.

"Αρθρον 9.

Καίτοι δ Ὀργανισμὸς δὲν δύναται κατὰ γενικὸν κανόνα νὰ ἀξιώσῃ ἀπαλλαγὴν ἐκ τῶν ἐμμέσων φόρων καὶ τῶν φόρων τῶν ἐπιθελητέων ἐπὶ τῶν πωλήσεων κινητῆς καὶ ὀκινήτου περιουσίας, τῶν συνιστώντων μέρος τοῦ καταθλητέου τιμήματος, παρὰ ταῦτα, ὀσάκις δ Ὀργανισμὸς προθείνῃ δι' ὑπηρεσιακὴν χρῆσιν εἰς σημαντικάς ὀγοράς περιουσιακῶν στοιχείων, θεσαρημένων διὰ τοιούτων φόρων ἢ ύποκειμένων εἰς τοιούτους φόρους, τὰ Κράτη Μέρη τῆς παρούσης Συμφωνίας θέλουν προσθῆ, δόποτε εἰναι δυνατόν, εἰς τὴν λῆψιν τῶν ἀναγκαίων διοικητικῶν μέτρων διὰ τὴν ἀπαλλαγὴν αὐτῶν ἐκ τῶν τοιούτων φόρων ἢ τὴν ἐπιστροφὴν τῶν ἤδη καταθληθέντων τοιούτων.

TITΛΟΣ IV

Διευκολύνσεις ὡς πρὸς τὰς Ἐπικοινωνίας

"Αρθρον 10

Ἐν τῇ ἐδαφικῇ ἐπικρατείᾳ ἐκάστου τῶν Κράτων Μερῶν τῆς παρούσης Συμφωνίας, καὶ καθ' ἦν ἕκτασιν τοιοῦτόν τι συνάδει πρὸς τὰς διεθνεῖς συμβάσεις, τοὺς Κανονισμούς καὶ τὰς διευθετήσεις, ὡν τὸ ἐν λόγῳ Κράτος μετέχει, δ Ὀργανισμὸς ἀπολαύει, διὰ τὰς ἐπισήμους αὐτοῦ ἐπικοινωνίας, μεταχειρίσεως οὐχὶ ὀλιγώτερον εὔμενον τῆς παραχωρούμενης ὑπὸ τῆς Κυβερνήσεως τοῦ Κράτους τούτου εἰς οἰανδήποτε ἑτέραν Κυβερνήσιν, περιλαμβανομένης καὶ τῆς διπλωματικῆς ἀποστολῆς τῆς τελευταίας, ὡς πρὸς τὰ θέματα προτεραιότητος δικαιωμάτων καὶ φόρων ταχυδρομείων καὶ τηλεπικοινωνιῶν καὶ δικαιωμάτων διὰ πληροφορίας εἰς τὸν τύπον καὶ τὸ ραδιόφωνον.

"Αρθρον 11

Η έπισημος διληλογραφία καὶ ἔτεραι έπισημοι κοινοποιήσεις τοῦ Ὀργανισμοῦ εἰς οὐδεμίαν ύπόκεινται λογοκρισίαν.

Ο Ὀργανισμὸς κέκτηται τὸ δικαίωμα χρήσεως κωδίκων, πρὸς τούτοις δὲ τὸ δικαίωμα δύπας ἀποστέλλῃ καὶ λαμβάνῃ διληλογραφίαν καὶ ἔτέρας ἐπισήμους κοινοποιήσεις διὰ ταχυδρόμου ἢ ἐν ἐνσφραγισμένοις σάκκοις, οἵτινες τυγχάνουσι τῶν αὐτῶν προνομίων καὶ ἀσυλιῶν, ὡς καὶ οἱ διπλωματικοὶ ταχυδρόμοι καὶ σάκκοι.

Οὐδὲν τῶν ἐν τῷ παρόντι ἀρθρῷ διαλαμβανομένων θέλει ἐρμηνευθῆ ὡς ἀποκλείον τὴν λῆψιν τῶν ἐνδεδειγμένων προφυλάξεων ἀσφαλείας, καθορισθησάμενων διὰ συμφωνίας συναφθησομένης μεταξὺ Κράτους Μέρους τῆς παρούσης Συμφωνίας καὶ τοῦ Ὀργανισμοῦ.

ΤΙΤΛΟΣ V

"Αντιπρόσωποι τῶν Μελῶν

"Αρθρον 12

Οἱ ἀντιπρόσωποι τῶν Μελῶν εἰς συνελεύσεις συγκαλούμενας ὑπὸ τοῦ Ὀργανισμοῦ ἀπολαύουσιν, ἐν δσῳ ἀσκοῦσι τὰ καθήκοντά των καὶ κατὰ τὰς μετακινήσεις των πρὸς τὸν τόπον καὶ ἐκ τοῦ τόπου τῆς συνελεύσεως, τῶν κάτωθι προνομίων καὶ ἀσυλιῶν :

- (α) Ἀσυλίας κατὰ τῆς προσωπικῆς συλλήψεως ἢ κρατήσεως καὶ κατὰ τῆς κατασχέσεως τῶν προσωπικῶν αὐτῶν ἀποσκευῶν, πρὸς τούτοις δὲ ἀσυλίας κατὰ παντὸς εἰδούς νομικῆς διώξεως, καθ' ὅσον ἀφορᾶ εἰς τοὺς λόγους, τὰ γραπτὰ κείμενα καὶ τὰς πράξεις αὐτῶν, τὰς γενομένας ἐν τῇ ἐπισήμῳ αὐτῶν ἰδιότητι.
- (β) Τοῦ ἀπαραθιάστου παντὸς ἐγγράφου.
- (γ) Τοῦ δικαιώματος χρήσεως κωδίκων καὶ τῆς παραλαβῆς ἐγγράφων ἢ διληλογραφίας διὰ ταχυδρόμου ἢ ἐν ἐνσφραγισμένοις σάκκοις.
- (δ) Ἀπαλλαγῆς, δι' ἔαυτοὺς καὶ τὰς συζύγους των, ἐκ παντὸς περιοριστικοῦ μέτρου, ἀφορῶντος εἰς τὴν μετανάστευσιν, ἐκ τῆς ὑποχρεώσεως καταγραφῆς ἀλλοδαπῶν ἢ στρατιωτικῆς θητείας ἐν τῷ Κράτει, ὅπερ ἐπισκέπτονται ἢ μέσῳ τοῦ δποίου διέρχονται ἐν τῇ ἐνασκήσει τῶν καθηκόντων των.
- (ε) Τῶν αὐτῶν διευκολύνσεων καθ' ὅσον ἀφορᾶ εἰς νομισματικούς ἢ συναλλαγματικούς περιορισμούς, ὡς καὶ αἱ παραχωρούμεναι εἰς ἀντιπρόσωπους ἀλλοδαπῶν Κυθερνήσεων τελούντων ἐπὶ προσωρινῇ ἐπισήμῳ ἀποστολῇ.
- (στ) Τῶν αὐτῶν ἀσυλιῶν καὶ διευκολύνσεων καθ' ὅσον ἀφορᾶ εἰς τὰς προσωπικάς αὐτῶν ἀποσκευάς, ὡς καὶ αἱ παραχωρούμεναι εἰς τὰ ἀναλόγου θαθμοῦ μέλη διπλωματικῶν ἀποστολῶν.

"Αρθρον 13

Διὰ τὴν ἔξασφάλισιν πλήρους ἐλευθερίας λόγου καὶ πλήρους ἀνεξαρτησίας, ἐν τῇ ἀσκήσει τῶν καθηκόντων τῶν ἀντιπρόσωπων τῶν Μελῶν τοῦ Ὀργανισμοῦ εἰς συνελεύσεις συγκαλουμένας ὑπὸ τοῦ Ὀργανισμοῦ, ἡ ἀσυλία τούτων κατὰ πάσης μορφῆς νομικῆς διώξεως διὰ τοὺς λόγους ἢ τὰ γραπτὰ κείμενα ἢ τὰς πράξεις αὐτῶν, τὰς γενομένας κατὰ τὴν ἐκτέλεσιν τῶν καθηκόντων των, θέλει ἔξασκολούθησει παρεχομένη, ἀνεξαρτήτως ἐάν τὰ περὶ διν πρόκειται ἀπομακρύνεσθαι πλέον εἰς τὴν ἐκτέλεσιν τοιούτων καθηκόντων.

"Αρθρον 14

"Οσάκις ἡ ἐπιθεὶλη οἰουδήποτε φόρου ἥρτηται ἐκ τῆς διαμονῆς, αἱ περίοδοι, καθ' ἄς οἱ ἀντιπρόσωποι Μελῶν τοῦ Ὀργανισμοῦ πάρα συνελεύσεις συγκληθεῖσαι, ὑπὸ τοῦ Ὀργανισμοῦ εὑρίσκονται ἐντὸς ἐνὸς Κράτους Μέλους πρὸς ἐνάσκησιν τῶν καθηκόντων των, δὲν λογίζονται ὡς περίοδοι διαμονῆς.

"Αρθρον 15

Τὰ προνόμια καὶ αἱ ὀσυλίαι παρέχονται εἰς τοὺς ἀντιπροσώπους τῶν Μελῶν οὐχὶ πρὸς ἴδιον αὐτῶν προσωπικὸν ὄφελος, ἀλλ' ἐπὶ τῷ τέλει ἔξασφαλίσεως τῆς ἐν πλήρει ἀνεξαρτησίᾳ ἀσκήσεως τῶν καθηκόντων τῶν, εἰς δὲ τι ἀφορᾶ τὸν Ὀργανισμόν. Συνεπῶς, ἐν Μέλος οὐχὶ μόνον ἔχει τὸ δικαίωμα ἀλλ' ὑπέχει καὶ καθῆκον ὅπως αἱρῇ τὴν ὀσυλίαν τῶν ἀντιπροσώπων αὐτοῦ, ἐν πάσῃ περιπτώσει, καθ' ἥν κατὰ τὴν γνώμην τοῦ Μέλους, ἡ ὀσυλία ἥθελεν εἶναι ἐμπόδιον εἰς τὴν ἀπονομὴν τῆς δικαιοσύνης καὶ καθ' ἥν αὕτη θὰ ἥδυνάτο νὰ ἀρθῇ ἀνευ θλάσης τοῦ δι' ὃν παρέχεται σκοποῦ.

"Αρθρον 16

Αἱ διατάξεις τῶν ἀρθρῶν 12, 13 καὶ 14 δὲν τυγχάνουσιν ἐφαρμογῆς ὡς πρὸς τὰς ἀρχὰς τοῦ Κράτους, τοῦ δποίου τὸ ἀτομον τυγχάνει ὑπῆκοος ἡ τελεῖ ἡ διετέλεσεν ἀντιπρόσωπος.

ΤΙΤΛΟΣ VI

Ἄξιωματοῦ

"Αρθρον 17

Ο Ὀργανισμὸς γνωστοποιεῖ ἐκάστοτε πρὸς τὰς Κυβερνήσεις ἀπάντων τῶν Κρατῶν Μερῶν τῆς παρούσης Συμφωνίας, τὰ δνόματα τῶν ἀξιωματούχων, ἐφ' ὃν θέλουν τύχει ἐφαρμογῆς αἱ διατάξεις τοῦ παρόντος Τίτλου ὡς καὶ τοῦ Τίτλου IX.

"Αρθρον 18

- (α) Οἱ ἀξιωματοῦχοι τοῦ Ὀργανισμοῦ ἀπολαύουσιν—
- ἀσυλίας κατὰ πάσης μορφῆς νομικῆς διώξεως, καθ' ὅσον ἀφορᾶ εἰς τοὺς λόγους, τὰ γράπτα κείμενα καὶ τὰς πράξεις τῶν, τὰς γενομένας ἐν τῇ ἐπισήμῳ αὐτῶν ἰδιότητι
 - τῶν αὐτῶν φορολογικῶν ἀπαλλαγῶν καθ' ὅσον ἀφορᾶ εἰς τοὺς μισθοὺς καὶ τὰς ἀπολαβάς τῶν, τὰς καταθαλλομένας αὐτοῖς ὑπὸ τοῦ Ὀργανισμοῦ, καὶ ὑπὸ τοὺς αὐτοὺς ὅρους, ὡς καὶ οἱ ἀξιωματοῦχοι τῶν Ἡνωμένων Ἐθνῶν.
 - ἀσυλίας, δι' ἑαυτούς, τὰς συζύγους καὶ τοὺς ἔξ αὐτῶν ἐξαρτωμένους συγγενεῖς, ἐκ τῶν περιορισμῶν μεταναστεύσεως καὶ ἐγγραφῆς ἀλλοδαπῶν
 - τῶν αὐτῶν προνομίων, καθ' ὅσον ἀφορᾶ εἰς συναλλαγματικὰς διευκολύνσεις, ὡς καὶ τὰ παραχωρούμενα εἰς ἀναλόγου θαθμοῦ ἀξιωματούχους διπλωματικῶν ἀποστολῶν
 - τῶν αὐτῶν διευκολύνσεων ἐπαναπατρισμοῦ εἰς περιόδους διεθνῶν κρίσεων, δι' ἑαυτούς, τὰς συζύγους καὶ τοὺς ἔξ αὐτῶν ἐξαρτωμένους συγγενεῖς, ὡς καὶ οἱ ἀναλόγου θαθμοῦ ἀξιωματοῦχοι διπλωματικῶν ἀποστολῶν
 - τοῦ δικαιώματος ἀτελοῦς εἰσαγωγῆς τῶν ἐπίπλων καὶ τοῦ οἰκιακοῦ ἐξοπλισμοῦ τῶν; κατὰ τὸν χρόνον τῆς πρώτης ὑπ' αὐτῶν ἀναλήψεως καθηκόντων ἐν τῇ εἰρημένῃ χώρᾳ.
- (β) Οἱ ἀξιωματοῦχοι τοῦ Ὀργανισμοῦ, κατὰ τὴν ἐνάσκησιν τῶν καθηκόντων ἐπιθεωρητοῦ δυνάμει τοῦ "Αρθρου XI τοῦ Καταστατικοῦ τοῦ Ὀργανισμοῦ ἡ τῶν τοῦ διεξεταστοῦ προγραμμάτων δυνάμει τοῦ "Αρθρου XI τοῦ ὡς εἰρηται Καταστατικοῦ, πρὸς τούτοις δὲ κατὰ τὰς μετακινήσεις αὐτῶν ἐν τῇ ἐπισήμῳ αὐτῶν ἰδιότητι, μετασβάνοντες ἡ ἐπιστρέφοντες ἐκ τῆς ἐκτελέσεως τῶν καθηκόντων τῶν, ἀπολαύουσιν ἀπάντων τῶν προσθέτων προνομίων καὶ ἀσυλιῶν, τῶν ἐκτιθεμένων ἐν Τίτλω VII τῆς παρούσης Συμφωνίας; καθ' ἥν ἐκτασιν τοῦτο ἥθελε καταστῆ ἀναγκαῖον διὰ τὴν ἀποτελεσματικὴν ἐκτέλεσιν τῶν τοιούτων καθηκόντων.

”Αρθρον 19

Οι ἀξιωματοῦχοι τοῦ Ὀργανισμοῦ ἀπαλλάσσονται τῆς ὑποχρεώσεως πρὸς στρατιωτικὴν θητείαν, νοούμενου δτι, ἀναφορικῶς πρὸς τὰ Κράτη ὃν οὗτοι τυγχάνουν ὑπήκοοι, ἡ τοιαύτη ἀπαλλαγὴ θέλει περιορισθῆ εἰς ἀξιωματοῦχους τοῦ Ὀργανισμοῦ, ὃν τὰ δύναματα, ὡς ἐκ τῶν καθηκόντων των, περιελήφθησαν εἰς κατάλογον καταρτισθέντα ὑπὸ τοῦ Γενικοῦ Διευθυντοῦ τοῦ Ὀργανισμοῦ καὶ ἔγκριθέντα ὑπὸ τοῦ ἐνδιαφερομένου Κράτους.

Ἐν αἷς περιπτώσεσιν ἔτεροι ἀξιωματοῦχοι τοῦ Ὀργανισμοῦ ἥθελον κληθῆ διὰ τὴν ἐκτέλεσιν τῆς στρατιωτικῆς αὐτῶν θητείας, τῇ αἵτησει τοῦ Ὀργανισμοῦ, τὸ ἐνδιαφερόμενον Κράτος θέλει παραχωρήσει ἀναστολὴν τῆς ἐκτελέσεως τῆς τοιαύτης θητείας, καθ' ὃ διάστημα κρίνεται ἀναγκαῖον ἵνα ἀποφευχθῇ ἡ διακοπὴ τῆς συνεχίσεως οὐσιώδους ἐργάσιας.

”Αρθρον 20

Ἐπὶ πλέον τῶν ἐν ἄρθροις 18 καὶ 19 ἀνωτέρω καθοριζομένων προνομίων καὶ ἀσυλίων, ὁ Γενικὸς Διευθυντής τοῦ Ὀργανισμοῦ, περιλαμβανομένου καὶ τοῦ ἐν τῇ ἀπουσίᾳ αὐτοῦ ἀναπληρωτοῦ του, ἀπολαύει, δι' ἑαυτόν, τὴν σύζυγον καὶ τὰ ἀνήλικα τέκνα του, τῶν προνομίων καὶ ἀσυλίων, ἀπαλλαγῶν καὶ διευκολύνσεων, τῶν παραχωρουμένων κατὰ τὸ διεθνὲς δίκαιον εἰς τοὺς διπλωματικούς ἐκπροσώπους, δι' ἑαυτούς, τὰς συζύγους καὶ τὰ ἀνήλικα τέκνα αὐτῶν. Τῶν αὐτῶν προνομίων καὶ ἀσυλίων, ἀπαλλαγῶν καὶ διευκολύνσεων ἀπολαύει ὁ Βοηθὸς Γενικὸς Διευθυντής ἢ ὁ ἔχων ισοδύναμον θαθμὸν παρὰ τῷ Ὀργανισμῷ ἀξιωματοῦχος.

”Αρθρον 21

Τὰ προνόμια καὶ αἱ ἀσυλίαι παραχωροῦνται εἰς τοὺς ἀξιωματοῦχους ἐν τῷ συμφέροντι τοῦ Ὀργανισμοῦ μόνον καὶ οὐχὶ δι' ἕδιον προσωπικὸν αὐτῶν ὅφελος. Ὁ Ὀργανισμὸς κέκτηται τὸ δικαίωμα, ἀλλ' ὑπέχει καὶ καθῆκον ὅπως αἱρῇ τὴν ἀσυλίαν οἰουδήποτε ἀξιωματοῦχου, ἐν πάσῃ περιπτώσει, καθ' ἣν κατὰ τὴν γνώμην του, ἡ ἀσυλία ἥθελεν εἶναι ἐμπόδιον εἰς τὴν ἀπονομὴν τῆς δικαιοσύνης, καὶ καθ' ἣν αὕτη θὰ ἡδύνατο νὰ ἀρθῇ ἄνευ θλάθης τῶν συμφερόντων τοῦ Ὀργανισμοῦ.

”Αρθρον 22

Ο Ὀργανισμὸς θέλει ἐν παντὶ χρόνῳ συνεργάζεται μετὰ τῶν ἀρμοδίων ἀρχῶν τῶν Κρατῶν Μελῶν, πρὸς διευκόλυνσιν τῆς προσηκούσης ἀπονομῆς τῆς δικαιοσύνης, πρὸς ἔξασφάλισιν τῆς τηρήσεως τῶν ἀστυνομικῶν διατάξεων καὶ πρόληψιν καταχρήσεων συναφῶς πρὸς τὰ ἐν τῷ παρόντι Τίτλῳ μνημονεύμενα προνόμια, ἀσυλίας καὶ διευκολύνσεις.

ΤΙΤΛΟΣ VII

”Εμπειρογνώμονες· εἰς Ἀποστολάς

”Αρθρον 23

Εμπειρογνώμονες (ἔτεροι ἡ ἀξιωματοῦχοι διεπόμενοι ὑπὸ τῶν διατάξεων τοῦ Τίτλου VII) ὑπηρετοῦντες εἰς Ἐπιτροπὰς τοῦ Ὀργανισμοῦ ἢ ἐκτελοῦντες ἀποστολὰς τοῦ Ὀργανισμοῦ, περιλαμβανομένων καὶ τῶν ἀποστολῶν ἐν τῇ Ἰδιότητι ἐπιθεωρητῶν δυνάμει τοῦ ”Αρθρου XII τοῦ Καταστατικοῦ τοῦ Ὀργανισμοῦ καὶ ἔξεταστῶν προγραμμάτων δυνάμει τοῦ ”Αρθρου XI τοῦ ὡς εἴρηται Καταστατικοῦ, ἀπολαύουσι τῶν ἀκολούθων προνομίων καὶ ἀσυλίων, ἐφ' ὅσον τοῦτο εἶναι ἀναγκαῖον διὰ τὴν ἀποτελεσματικὴν ἐκτέλεσιν τῶν καθηκόντων των, περιλαμβανομένου καὶ τοῦ χρόνου τοῦ ἀναλισκομένου εἰς μετακινήσεις ἐν σχέσει πρὸς ὑπηρεσίαν εἰς τοιαύτας ἐπιτροπὰς ἡ ἀποστολάς :

(α) Ἀσυλίας κατὰ προσωπικῆς συλλήψεως ἡ κρατήσεως καὶ κατὰ τῆς κατασχέσεως τῶν προσωπικῶν αὐτῶν ἀποσκευῶν.

(β) Ἀσυλίας κατὰ πάσης μορφῆς νομικῆς διώξεως καθ' ὅσον ἀφορᾶ εἰς τοὺς λόγους, τὰ γραπτὰ κείμενα ἢ τὰς πράξεις αὐτῶν, τὰς γενομένας

ἐν τῇ ἔκτελέσει τῶν ἐπισήμων αὐτῶν καθηκόντων' ή τοιαύτῃ ἀσυλίᾳ θέλει ἔξακολουθήσει παρεχομένη παρά τὸ γεγονός ὅτι τὰ περὶ ὃν πρόκειται πρόσωπα δὲν ὑπηρετοῦσι πλέον εἰς ἐπιτροπάς ή δὲν ἔργα-ζονται εἰς ἀποστολάς τοῦ Ὁργανισμοῦ.

- (γ) Τοῦ ἀπαραβιάστου ἀπάντων τῶν ἐγγράφων.
- (δ) Διὰ τὰς μετὰ τοῦ Ὁργανισμοῦ ἐπικοινωνίας των, τοῦ δικαιώματος χρήσεως κωδίκων καὶ τῆς παραλαβῆς ἐγγράφων ή ἀλληλογραφίας διὰ ταχυδρόμου ή ἐν ἐνσφραγισμένοις σάκκοις.
- (ε) Τῶν αὐτῶν διευκολύνσεων, καθ' ὃσον ἀφορᾶ εἰς νομισματικούς ή συναλλαγματικούς περιφορισμούς, ὡς καὶ αἱ παραχωρούμεναι εἰς ἀντιπροσώπους ἀλλοδαπῶν Κυβερνήσεων τελοῦντας ἐπὶ προσωρινῇ ἐπισήμῳ ἀποστολῇ.
- (στ) Τῶν αὐτῶν ἀσυλιῶν καὶ διευκολύνσεων καθ' ὃσον ἀφορᾶ εἰς τὰς προσωπικάς αὐτῶν ἀποσκευάς, ὡς καὶ αἱ παραχωρούμεναι εἰς ἀναλόγου θαθμοῦ μέλη διπλωματικῶν ἀποστολῶν.

"Αρθρον 24

Οὐδὲν τῶν ἐν ὑποπαραγράφοις (γ) καὶ (δ) τοῦ ἄρθρου 23. θέλει ἔρμηνευθῆ ὡς ἀποκλείον τὴν λήψιν τῶν ἐνδεδειγμένων προφυλάξεων ἀσφαλείας, καθορισθήσομένων διὰ συμφωνίας συναφθησομένης μεταξὺ Κράτους Μέρους τῆς παρούσης Συμφωνίας καὶ τοῦ Ὁργανισμοῦ.

"Αρθρον 25

Τὰ προνόμια καὶ αἱ ἀσυλίαι παραχωροῦνται εἰς τοὺς ἐμπειρογνώμονας τοῦ Ὁργανισμοῦ ἐν τῷ συμφέροντι τοῦ Ὁργανισμοῦ καὶ οὐχὶ δι' ἕδιον προσωπικὸν αὐτῶν ὅφελος. Ὁ Ὁργανισμὸς κέκτηται τὸ δικαίωμα, ὑπέχει δὲ τὸ καθῆκον, ὅπως αἱρῇ τὴν ἀσυλίαν οἰονδήποτε ἐμπειρογνώμονος ἐν πάσῃ περιπτώσει, καθ' ἥν, κατὰ τὴν γνώμην του, ή ἀσυλία ἥθελεν εἶναι ἐμπόδιον εἰς τὴν ἀπονομὴν τῆς δικαιοσύνης καὶ καθ' ἥν αὕτη θά ἥδυνατο νὰ ἀρθῇ ἀνευ θλάβης τῶν συμφερόντων τοῦ Ὁργανισμοῦ.

ΤΙΤΛΟΣ VIII

Καταχρήσεις Προνομίων

"Αρθρον 26

Ἐν ᾧ περιπτώσει οἰονδήποτε Κράτος Μέρος τῆς παρούσης Συμφωνίας φρονεῖ διὰ ἔχώρησε κατάχρησις προνομίου ή ἀσυλίας παραχωρθείσης ὑπὸ τῆς παρούσης Συμφωνίας, θέλουν λάθει χώραν συνεννοήσεις μεταξὺ τοῦ ὡς εἴρηται Κράτους καὶ τοῦ Ὁργανισμοῦ, ἵνα ἀποφάσισθῇ κατὰ πόσον ἐπεσυνέθη οἰονδήποτε τοιαύτη κατάχρησις καί, ἐν καταφατικῇ περιπτώσει, καταβληθῶσι προσπάθειαι ἀποτροπῆς οἰοαδήποτε ἐν τῷ μέλλοντι ἐπαναλήψεώς της. Ἐφ' ὃσον διὰ τῶν τοιούτων συνεννοήσεων δὲν ἐπιτευχθῇ ἀποτέλεσμα ίκανοποιητικὸν διὰ τὸ Κράτος καὶ τὸν Ὁργανισμόν, τὸ θέμα κατὰ πόσον ἔχώρησε κατάχρησις προνομίου ή ἀσυλίας θέλει διευθετηθῆναι διὰ διαδικασίας διεξαγομένης κατὰ τὰς διατάξεις τοῦ ἄρθρου 34. Ἐν ᾧ περιπτώσει ἥθελε διαπιστωθῆναι ὅτι ἔχώρησε τῷ ὄντι τοιαύτη κατάχρησις προνομίου ή ἀσυλίας, τὸ προσβληθὲν ὑπὸ τῆς καταχρήσεως Κράτος Μέρος τῆς παρούσης Συμφωνίας κέκτηται τὸ δικαίωμα ὅπως, κατόπιν κοινοποιήσεως πρὸς τὸν Ὁργανισμόν, ἀποστερήσῃ τοῦτο τῶν εὐεργετημάτων τοῦ εἰς διὰφορᾶ ή τοιαύτη κατάχρησις προνομίου ή ἀσυλίας. Οὐχ ἥττον ὅμως, ή ἀποστέρησης προνομίων ή ἀσυλιῶν δέοντος ὅπως μὴ παρεμβαίνῃ καθ' οἰονδήποτε τρόπον εἰς τὰς κυρίας δραστηριότητας τοῦ Ὁργανισμοῦ οὐδὲ παρακαλούλη τὴν ὑπὸ τοῦ Ὁργανισμοῦ ἔκτελεσιν τῶν κυρίων αὐτοῦ λειτουργιῶν.

"Αρθρον 27

Οἱ ἀντιπρόσωποι τῶν Μελῶν εἰς συνελεύσεις συγκαλουμένας ὑπὸ τοῦ Ὁργανισμοῦ κατὰ τὴν ἔκτελεσιν τῶν καθηκόντων των καὶ κατὰ τὰς μετακινήσεις αὐτῶν μεταβαίνοντες εἰς τὸν τόπον ή ἐπιστρέφοντες ἐκ τοῦ τόπου τῆς συνελεύ-

σεως, ως και ἀξιωματοῦχοι ἐν τῇ ἐνοίᾳ τοῦ ἄρθρου 1(V), δὲν θὰ υποχρεούνται παρά τῶν ἀρχῶν τῆς ἐπικρατείας ὅπως ἔγκαταλείψωσι τὴν χώραν, ἐν ᾧ ἐκτελούσι τὰ καθήκοντά των λόγω οἰσασδήποτε δραστηριότητος αὐτῶν γενομένης ἐν τῇ ἐπισήμῳ αὐτῶν ιδιότητι. Ἐν περιπτώσει δημοσίᾳ καταχρήσεως τῶν προνομίων διαμονῆς, διαπραχθείσης ύφ' οἰουδήποτε τοιούτου προσώπου διὰ δραστηριοτήτων αὐτοῦ ἐν τῇ ρηθείσῃ χώρᾳ ἐκτὸς τῶν ἐπισήμων αὐτοῦ καθηκόντων, τὸ πρόσωπον τοῦτο δύναται νὰ κληθῇ ύπὸ τῆς Κυβερνήσεως τῆς χώρας ταύτης νὰ ἔγκαταλείψῃ τὴν χώραν νοούμενον ὅτι—

- (α) Άντιπρόσωποι Μελών ή άτομα δικαιούμενα των έν αρθρω 20 προνοούμενων άσυλιων, δέν δύνανται νά κληθώσι νά έγκαταλείψωσι την χώραν είμη συμφώνως πρός την διπλωματικήν διαδικασίαν, την έφαρμοστέαν ἐπί διπλωματικών ἐκπροσώπων διαπεπιστευμένων παρά την χώρα ταύτη.

(β) Ἐν τῇ περιπτώσει ἀξιωματούχων, ἐφ' ὃν δὲν τυγχάνει ἔφαρμογῆς τὸ ἄρθρον 20, δέν δύνανται νά ἐκδοθῇ διαταγὴ ἔγκαταλείψεως τῆς χώρας ὑπὸ τῶν ἀρχῶν τῆς ἐπικρατείας, είμη μόνον τῇ ἔγκρισει τοῦ Ὑπουργοῦ Ἐξωτερικῶν τῆς εἰρημένης χώρας, τῆς τοιαύτης ἔγκρισεως παρεχομένης μόνον κατόπιν συνεννοήσεως μετά τοῦ Γενικοῦ Διευθυντοῦ τοῦ Ὀργανισμοῦ ἐφ' ὃσον δὲ κήθελον ληφθῆ διαδικαστικά μέτρα ἀπελάσεως κατά τινος ἀξιωματούχου, δ. Γενικὸς Διευθυντής τοῦ Ὀργανισμοῦ κέκτηται τὸ δικαίωμα ὅπως παρίσταται κατά την σχετικήν διαδικασίαν διὰ λογαριασμὸν τοῦ προσώπου, καθ' οὐ αὔτη ἐκινήθη.

ΤΙΤΛΟΣ ΙΧ

Laissez-passer

Ἄρθρον 28

Οι ἀξιωματοῦχοι τοῦ ὄργανισμού κέκτηνται τὸ δικαίωμα νὰ χρησιμοποιῶσι laissez-passé τῶν Ἕνωμένων Ἐθνῶν, συμφώνως πρὸς διοικητικάς διευθετήσεις γενομένας μεταξὺ τοῦ Γενικοῦ Διευθυντοῦ τοῦ ὄργανισμοῦ καὶ τοῦ Γενικοῦ Γραμματέως τῶν Ἕνωμένων Ἐθνῶν. Ο Γενικός Διευθυντής τοῦ ὄργανισμοῦ θέλει κοινοποιήσει πρὸς ἔν ἔκαστον Κράτος Μέρος τῆς παρούσης Συμφωνίας τὰς οὕτω γενομένας διευθετήσεις.

"Αρθρον 29

Τὰ Κράτη Μέρη τῆς παρούσης Συμφωνίας θέλουν ἀναγνωρίσει καὶ ἀποδεχθῆ τὰ ἐκδιδόμενα εἰς ἀξιωματούχους τοῦ Ὀργανισμοῦ *laissez-passar* ως ἔγκυρα ταξιδιωτικὰ ἔγγραφα.

"Αρθρον 30

Αι αιτήσεις διὰ θεωρήσεις, ὅπου ἀπατοῦνται, ἐκ μέρους ἀξιωματούχων τοῦ Ὀργανισμοῦ κατεχόντων *laissez-passer* τῶν Ἡνωμένων Ἐθνῶν, ἐφ' ὃσον συνοδεύονται ὑπὸ πιστοποιητικοῦ *βεβαίου* ὅτι ταξιδεύουν δι' ὑποθέσεις τοῦ Ὀργανισμοῦ, δέον ὅπως διεκπεραιώνται τὸ ταχύτερον δυνατόν. Ἐπὶ πλέον τὰ πρόσωπα ταῦτα δέον ὅπως τυγχάνωσι διευκολύνσεων διὰ τοχεῖαν μετακίνησιν.

"Aρθρον 31

Παρόμοιαι διευκολύνσεις πρός τάς καθοριζόμενας ἐν ἅρθρῳ 30 θέλουν παρασχεθῆ εἰς ἐμπειρογνώμονας καὶ ἔτερα πρόσωπα, ἄτινα, καίτοι μὴ κατέχοντα laissez-passar τῶν Ἡνωμένων Ἐθνῶν, κατέχουν πιστοποιητικὸν θεσμοῦ διταξιδεύοντα δι' ὑποθέσεις τοῦ Ὀργανισμοῦ.

³⁷ Αρθρον 32

‘Ο Γενικός Διευθυντής, ό Βοηθός Γενικός Διευθυντής καὶ ἔτεροι ἀξιωματούχοι κατέχοντες θαθμὸν οὐχί κατώτερον τοῦ προϊστάμενού τημήματος τοῦ. Ὁργανισμοῦ, ταξιδεύοντες διὰ laissez-passar τῶν Ἕνων Ἐθνῶν δι’ ὑποθέσεις τοῦ Ὁργανισμοῦ, ἀπολαύουσι τῶν αὐτῶν διευκολύνσεων μετακινήσεως, ὡς καὶ αἱ παραχωρούμεναι εἰς ἀναλόγου θαθμοῦ ἀξιωματούχους διπλωματικῶν ἀποστολῶν.

ΤΙΤΛΟΣ Χ

Διακανονισμός διαφορῶν

”Αρθρον 33

Ο Ὁργανισμὸς θέλει μεριμνήσει διὰ τὸν καθορισμὸν τῶν ἐνδεδειγμένων τρόπων διακανονισμοῦ :

- (α) Διαφορῶν ἀναφυομένων ἐκ συμβάσεων ἢ ἐτέρων ἴδιωτικῆς φύσεως διαφορῶν, εἰς ᾧ δὲ Ὁργανισμὸς εἶναι ἐν τῶν μερῶν.
- (β) Διαφορῶν, σχετικῶς πρὸς ἀξιωματούχον ἢ ἐμπειρογνώμονα τοῦ Ὁργανισμοῦ, δύσις λόγῳ τῆς ἐπισήμου θέσεως αὐτοῦ ἀπολαύει ἀσυλίας μὴ ἀρθείσης συμφώνως ταῖς διατάξεσι τοῦ ἄρθρου 21 ἢ 25.

”Αρθρον 34

Πλὴν τῶν περιπτώσεων, καθ' ἃς ἥθελε συμφωνηθῆ μεταξὺ τῶν μερῶν ἔτερος τρόπος διακανονισμοῦ, ἀπασαι αἱ διαφοραί, αἱ ἀναφύδμεναι καθ' ὅσον ἀφορᾶ εἰς τὴν ἔρμηνείαν ἢ τὴν ἐφαρμογὴν τῆς παρούσης Συμφωνίας, παραπέμπονται εἰς τὸ Διεθνές Δικαστήριον, συμφώνως τῷ Καταστατικῷ τοῦ Δικαστηρίου. Ἐν ἣ περιπτώσει ἥθελεν ἀναφυῆ διαφορὰ μεταξὺ τοῦ Ὁργανισμοῦ καὶ τινος τῶν Μελῶν καὶ δὲν δυνηθῶσι νὰ ἔλθωσιν εἰς συμφωνίαν περὶ ἐτέρου τρόπου διακανονισμοῦ, θέλει ὑποθέληθη αἵτησις γνωμοδοτήσεως ἐπὶ τοῦ ἀναφυέντος νομικοῦ θέματος, συμφώνως τῷ ἄρθρῳ 96 τοῦ Καταστατικοῦ Χάρτου τῶν Ἡνωμένων Ἐθνῶν καὶ τῷ ἄρθρῳ 65 τοῦ Καταστατικοῦ τοῦ Δικαστηρίου καὶ συμφώνως ταῖς σχετικαῖς διατάξεσι τῆς συμφωνίας τῆς συναφθείσης μεταξὺ τῶν Ἡνωμένων Ἐθνῶν καὶ τοῦ Ὁργανισμοῦ. Τὰ μέρη θέλουν ἀποδεχθῆ τὴν γνώμην τοῦ Δικαστηρίου ὡς τελικήν.

ΤΙΤΛΟΣ ΧΙ

”Ερμηνεία

”Αρθρον 35

Αἱ διατάξεις τῆς παρούσης Συμφωνίας δέον δπως ἔρμηνεύωνται ὑπὸ τὸ φῶς τῶν λειτουργιῶν, τῶν ἐμπειστευμένων τῷ Ὁργανισμῷ ὑπὸ τοῦ Καταστατικοῦ τοῦ.

”Αρθρον 36

Αἱ διατάξεις τῆς παρούσης Συμφωνίας οὐδαμῶς περιορίζουν ἢ παραβλάπτουν τὰ προνόμια καὶ τὰς ἀσυλίας τὰς παραχωρηθείσας, ἢ μετέπειτα παραχωρηθομένας, τῷ Ὁργανισμῷ ὑφ' οἰουδήποτε Κράτους, λόγῳ τῆς ὑπάρξεως ἐν τῇ ἐπικράτειᾳ αὐτοῦ τῆς ἔδρας τοῦ Ὁργανισμοῦ ἢ περιφερειακῶν αὐτοῦ γραφείων ἢ ἀξιωματούχων, ἐμπειρογνωμόνων, ὄλικῶν, ἔξοπλισμοῦ ἢ ἐγκάταστάσεων σχετικῶν πρὸς τὰ προγράμματα ἢ τὰς δραστηριότητας τοῦ Ὁργανισμοῦ, περιλαμβανομένων καὶ τῶν μέτρων ἀσφαλείας προγραμμάτων τοῦ Ὁργανισμοῦ ἢ ἐτέρων διευθετήσεων. Ἡ παροῦσα Συμφωνία δέον δπως μὴ θεωρηθῆ ὡς ἀποκλειστικά τὴν μεταξὺ τοῦ Ὁργανισμοῦ καὶ οἰουδήποτε Κράτους Μέρους τῆς παρούσης Συμφωνίας συνομολόγησιν συμπληρωματικῶν συμφωνῶν προσαρμοζουσῶν τὰς διατάξεις τῆς παρούσης Συμφωνίας ἢ ἐπέκτεινουσῶν ἢ περικοπτουσῶν τὰ διὰ ταύτης παραχωρούμενα προνόμια καὶ ἀσυλίας.

”Αρθρον 37

Ἡ παροῦσα Συμφωνία δὲν θέλει αὐτὴ καθ' ἔαυτὴν ἐφαρμοσθῆ κατὰ τρόπον ὥστε νὰ ἐπάγηται τὴν κατάργησιν ἢ τὴν παράβασιν οἰωνδήποτε τῶν διατάξεων τοῦ Καταστατικοῦ τοῦ Ὁργανισμοῦ ἢ οἰωνδήποτε δικαιωμάτων ἢ ὑποχρεώσεων, ἀτινας δὲ Ὁργανισμὸς δυνατὸν ἄλλως πως νὰ ἀπέκτησεν ἢ ἀνέλασθε,

ΤΙΤΛΟΣ XII
Τελικαὶ διατάξεις.

"Αρθρον 38

"Η παρούσα Συμφωνία θέλει κοινοποιηθῆ πρὸς ἀπαντα τὰ Μέλη τοῦ Ὀργανισμοῦ πρὸς ἀποδοχῆν. "Η ἀποδοχὴ θέλει ἐνεργηθῆ διὰ τῆς καταθέσεως τοῦ δργάνου ἀποδοχῆς παρὰ τῷ Γενικῷ Διευθυντῇ, ἡ δὲ Συμφωνία θέλει τεθῆ ἐν ίσχυῖ, καθ' ὅσον ἀφορᾶ εἰς ἔν εκαστον Μέλος, ἀπὸ τῆς ήμερομηνίας τῆς καταθέσεως τοῦ οἰκείου δργάνου ἀποδοχῆς. Νοεῖται ὅτι, ὅτε κατατίθεται τὸ δργάνον ἀποδοχῆς ἐκ μέρους Κράτους τινός, τὸ Κράτος τοῦτο δέον ὅπως εἶναι εἰς θέσιν, κατὰ τὴν ίδιαν αὐτοῦ νομοθεσίαν, νὰ ἐφαρμόσῃ τοὺς δρους τῆς παρούσης Συμφωνίας. "Ο Γενικός Διευθυντής θέλει διαθέσει κεκυρωμένον ἀντίγραφον τῆς παρούσης Συμφωνίας πρὸς τὴν Κυβέρνησιν παντὸς Κράτους νῦν ἢ μετέπειτα καθισταμένου Μέλους τοῦ Ὀργανισμοῦ, θέλει δὲ πληροφορήσει ἀπαντα τὰ Μέλη περὶ τῆς καταθέσεως ἔκαστου δργάνου ἀποδοχῆς καὶ περὶ τῆς καταχωρίσεως οἰασδήποτε κοινοποιήσεως καταγγελίας, ὡς αὕτη προβλέπεται ἐν ἀρθρῷ 39.

Τὰ Μέλη δύνανται νὰ διατυπώσωσιν ἐπιφυλάξεις ἐπὶ τῆς παρούσης Συμφωνίας. Ἐπιφυλάξεις δύνανται νὰ διατυπωθῶσι μόνον κατὰ τὸν χρόνον τῆς ὑπὸ τοῦ Μέλους καταθέσεως τοῦ δργάνου ἀποδοχῆς. Πᾶσα ἐπιφύλαξις διατυπουμένη ἐπὶ τῆς παρούσης Συμφωνίας θέλει ἀμελλητὶ κοινοποιηθῆ ὑπὸ τοῦ Γενικοῦ Διευθυντοῦ πρὸς ἀπαντα τὰ Μέλη τοῦ Ὀργανισμοῦ.

"Αρθρον 39

"Η παρούσα Συμφωνία θέλει ἔξακολουθῆσει παραμένουσα ἐν ίσχυῖ μεταξὺ τοῦ Ὀργανισμοῦ καὶ παντὸς Μέλους καταθέσαντος δργάνου ἀποδοχῆς, ἐφ' ὅσον τὸ Μέλος τοῦτο παραμένει Μέλος τοῦ Ὀργανισμοῦ ἢ μέχρις οὐδὲ τὸ Μέλος τοῦτο καταστῆ μέρος ἀναθεωρημένης συμφωνίας ἐγκεκριμένης ὑπὸ τοῦ Συμβουλίου τῶν Διοικητῶν νοεῖται ὅτι ἐν ᾧ περιπτώσει Μέλος τι Κύθελε καταχωρήσει κοινοποίησιν καταγγελίας τῆς παρούσης Συμφωνίας παρὰ τῷ Γενικῷ Διευθυντῇ, ἡ παρούσα Συμφωνία θέλει παύσει ισχύουσα, καθ' ὅσον ἀφορᾶ εἰς τὸ ρηθὲν Μέλος, μετὰ πάροδον ἐνὸς ἔτους ἀπὸ τῆς ὑπὸ τοῦ Γενικοῦ Διευθυντοῦ λήψεως τῆς τοιαύτης καταγγελίας.

"Αρθρον 40

Τῇ αἰτήσει τοῦ ἐνὸς τρίτου τῶν Κρατῶν Μερῶν τῆς παρούσης Συμφωνίας, τὸ Συμβούλιον τῶν Διοικητῶν τοῦ Ὀργανισμοῦ θέλει ἔξετάσει τὸ ἐνδεχόμενον ἐγκρίσεως τροποποιήσεων τῆς παρούσης Συμφωνίας. Αἱ ὑπὸ τοῦ Συμβουλίου ἐγκεκριμέναι τροποποιήσεις θέλουν τεθῆ ἐν ίσχυῖ ἄμα τῇ ἀποδοχῇ των κατὰ τὴν ἐν ἀρθρῷ 38 προνοουμένην διαδικασίαν.