

AGREEMENT BETWEEN



THE UNITED NATIONS EDUCATIONAL,
SCIENTIFIC AND CULTURAL ORGANIZATION

AND

THE UNIVERSITY OF DUNDEE

REGARDING

THE STATUTES OF THE INTERNATIONAL
IHP-HELP CENTRE FOR WATER LAW, POLICY AND SCIENCE
UNDER THE AUSPICES OF UNESCO
AT THE UNIVERSITY OF DUNDEE, SCOTLAND, UK

Article 1

Participation

1. The IHP-HELP Centre for Water Law, Policy and Science ("The IHP-HELP Centre") shall be an autonomous institution, established in accordance with the Charter of the University of Dundee ("the University"), at the service of Member States of UNESCO, which, by their common interest in the objectives of the IHP-HELP Centre and their commitment to improved water-resources management, desire to cooperate with the IHP-HELP Centre.

2. Member States of UNESCO wishing to participate in the IHP-HELP Centre's activities, as provided for under these Statutes, shall send the Director-General of UNESCO a notification to this effect. The Director-General shall inform the IHP-HELP Centre and the notifying Member State(s) of the receipt of such notification.

Article 2

Juridical Personality

The IHP-HELP Centre, in accordance with the Charter of the University and usual University practice, shall enjoy, in the United Kingdom, the personality and legal capacity necessary for the exercise of its functions, and in particular:

- a) the capacity to contract, to institute legal proceedings, to acquire and dispose of movable and immovable property; and,
- b) to receive subventions, obtain payments for services rendered and carry out the acquisition of all means required.

Article 3

Objectives and Functions

1. The objectives of the IHP-HELP Centre are:

- (a) to provide a facility that promotes an interdisciplinary approach to addressing global water issues with a focus on poverty reduction and international development issues (including the United Nations Millennium Development Goals

related to water), and, including water law (international, national and transnational water law) as an essential and integral element thereof;

(b) to provide the intellectual leadership necessary in achieving this approach and to establish a dedicated institution for the dissemination of relevant research and scholarship on the topic, available to the global water-concerned community worldwide and aimed at generating goodwill with the international community;

(c) to communicate legal expertise on global water issues for the HELP Programme of the UNESCO IHP, especially through the IHP-HELP Regional Coordinating Units, as well as to support the other water-related activities of IHP.

(d) to act as the Regional Coordinating Unit for the European HELP basins and proactively interact with other HELP Regional Coordinating Units.

2. The functions of the IHP-HELP Centre shall be to:

(a) design, develop and deliver educational and training activities related to its interdisciplinary approach to water-resources management, with a particular focus on poverty reduction and international development, including assisting States to achieve the United Nations Millennium Development Goals related to water;

(b) convene interdisciplinary scientific symposia and conferences at regional and international levels, as well as training workshops, with a particular focus on interfacing water law, policy and science and to developing capacity within nation-states worldwide;

(c) provide a focal point for HELP basins worldwide on issues related to water law and the interface between water law, policy and science issues;

(d) endeavour to establish the Tweed basin (Scotland) as a HELP basin for research and training within the IHP-HELP Centre's mandate of providing an interface between hydrological research and water policy and law; and act as liaison with related UK-based research programmes, such as CHASM-HELP (Catchment Hydrology and Sustainable Management), SNIFFER (Scotland and Northern Ireland Forum for Environmental Research); RELU (Rural Economy and Land Use Programme);

(e) develop new approaches to water resources management incorporating water law, policy and science as integrated components to address global water problems, with efforts also to support the development of a new generation of water leaders at the national level worldwide, familiar with the IHP-HELP Centre approach;

(f) provide a forum for think-tank meetings on water-related topics;

(g) provide expert input as required by UNESCO IHP; and

(h) collaborate proactively with other UNESCO HELP Regional Coordinating Units and IHP Water Centres.

3. The IHP-HELP Centre shall pursue the above objectives and functions in close coordination with UNESCO IHP, and in particular, the IHP-HELP programme.

4. The IHP-HELP Centre shall carry out the above functions to the extent to which resources and international support can be mobilized.

Article 4

Governing Board

1. The IHP-HELP Centre shall be guided and supported by a Governing Board renewed as necessary, and including, but not limited to, representation from the following:

- (a) the Scottish Ministers or their appointed representative (but only if the Scottish Ministers wish to be represented on the Governing Board);
- (b) the Director General of UNESCO, or his/her appointed representative;
- (c) the University's appointed representative, as designated by the Principal;
- (d) any other intergovernmental, governmental or non-governmental organization making a substantial contribution to the operating budget or running of the IHP-HELP Centre and accorded a seat by a decision of the Governing Board;
- (e) a representative of the Member States wishing to participate in the Centre's activities and accorded a seat by a decision of the Governing Board; and
- (f) a representative from the UK water industry shall be accorded a seat by the Governing Board.

2. The Governing Board shall:

- (a) assist in developing, and advising on, the long-term and medium-term programmes of the IHP-HELP Centre;
- (b) approve the annual work plan and budget of the IHP-HELP Centre, including the staffing table;
- (c) approve the annual reports submitted by the Director of the IHP-HELP Centre;
- (d) advise on the rules and regulations and determine the financial, administrative and personnel management procedures of the IHP-HELP Centre;
- (e) decide upon the participation of regional intergovernmental organizations, international organizations and other relevant organizations in the work of the IHP-HELP Centre.

3. The Governing Board shall meet in ordinary session at regular intervals, at least once every calendar year. It shall meet in extraordinary session in the following circumstances:

- a) If summoned by the Chairperson:

- (i) on his/her own initiative
- (ii) if requested by a three-quarters majority of its members; or
- (iii) where notice of intention to terminate this Agreement has been given under Article VIII of the Agreement between UNESCO and the Government of the United Kingdom concerning the establishment and operation of the International IHP-HELP Centre for Water Law, Policy and Science under the auspices of UNESCO at the University of Dundee, Scotland, UK;

b) at the request of the Director-General of UNESCO.

4. The Governing Board shall adopt its own rules of procedure. For its first meeting the procedure shall be established by the University in consultation with the Government and UNESCO.

Article 5 Standing Committee

In order to ensure the effective running of the IHP-HELP Centre between its sessions, the Governing Board may establish, as needed, a Standing Committee, whose membership, mandate and duration of existence shall be determined and agreed by the Governing Board.

Article 6 Secretariat

1. The IHP-HELP Centre's secretariat shall consist of a Director and such staff as is necessary for the effective functioning of the IHP-HELP Centre.

2. The Director shall be appointed by the Principal of the University in consultation with the Director-General of UNESCO.

3. The staff shall be appointed by the Director in consultation with the Principal of the University.

4. The other members of the Secretariat may comprise:

- (a) members of UNESCO's staff as may be temporarily seconded and otherwise made available to the IHP-HELP Centre, as provided for by UNESCO's regulations and by the decisions of its governing bodies;
- (b) officials from the Government who may be made available to the IHP-HELP Centre; and
- (c) any other person(s) appointed by the Director, in accordance with the procedures laid down by the Governing Board.

Article 7
Duties of the Director

The Director shall discharge the following duties:

- (a) direct the work of the IHP-HELP Centre in conformity with the programmes established by the Governing Board;
- (b) propose the draft work plan and budget to be submitted to the Governing Board for consideration and approval;
- (c) prepare the provisional agenda for the sessions of the Governing Board and submit to it any proposals that he/she may deem useful for the administration of the HELP Centre;
- (d) prepare reports on the IHP-HELP Centre's activities to be submitted to the Governing Board;
- (e) act as representative for the IHP-HELP Centre.


Article 8

Adoption and Entry into Force

The present statutes shall come into operation upon the entry into force of the agreement. Any changes to the statutes of the centre shall be adopted by the Governing Board.

IN WITNESS WHEREOF the undersigned representatives, duly authorized thereto, have signed this Agreement.

Done in duplicate at University of Dundee, this ... 25th day of ... Sept. 2008 in the English language.


For the Director General of the
United Nations Educational, Scientific
and Cultural Organization


For the University of Dundee