

HEAD QUARTER'S AGREEMENT
FOR
THE CAIRO REGIONAL CENTRE FOR
INTERNATIONAL COMMERCIAL ARBITRATION

The Government of the Arab Republic of Egypt, and the Asian African Legal Consultative Committee;

Taking note of the decision of the Asian African Legal Consultative Committee (AALCC) in its 19th Session held at Doha Qatar in January 1978 to establish the Cairo Regional Centre for International Commercial Arbitration, and desiring to define the Status, privileges, and immunities of the Centre in the light of its international status;

Have agreed as follows:

ARTICLE I
USE OF TERMS

For the purpose of this agreement:

- (1) "Committee" means the Asian African Legal Consultative Committee.
- (2) "Centre" means Cairo Regional Centre for International Commercial Arbitration.
- (3) "Director" means Director of the Cairo Regional Centre for International Commercial Arbitration.

ARTICLE II
SITE OF THE CENTRE

The permanent site of the Centre will be in Cairo.

ARTICLE III
JURIDICAL PERSONALITY

The Centre shall possess juridical personality and shall have the capacity to contract and dispose of immovable, and movable property, and to institute legal proceedings in its name, in accordance with the relevant rules of the Egyptian Law.

ARTICLE IV
PROPERTY FUNDS AND ASSETS

- (A) The Centre, its property and assets in the territory of the Arab Republic of Egypt, shall enjoy immunity from every legal process.

The Committee may waive this immunity in any particular case. However, no waiver of immunity shall extend to any measure of execution.

- (B) The premises of the Centre, its property and assets as also its archives in the territory of the Arab Republic of Egypt, and all documents belonging to it shall be inviolable, and be immune from search requisition, confiscation, expropriation, or any other form of interference whether by executive, administrative, judicial or legislative action.

- (C) Without being restricted by financial regulations or moratoria of any kind.

(1) The Centre may hold funds or currencies of any kind,

(2) The Centre shall be free to transfer its funds or currencies from the Arab Republic of Egypt.

In accordance with the relevant rules of Egyptian Law.

(D) The Centre, its assets, income, and other property whether owned or occupied shall be:

- (1) exempt from all direct taxes. It is understood, however, that the Centre shall not claim exemption from taxes, charges or duties which are, in fact, no more than charges for public utility services.
- (2) exempt from customs duties and prohibitions and restrictions on imports in respect of equipment imported by the Centre for its official use.
Equipment imported under such exemption shall not be sold, except after the expiry of a period of five years, and with the approval of the Government of Egypt and in conformity with the laws and regulation prevailing in the country.
- (3) exempt from custom duties and prohibitions and restrictions on import and export in respect of publications necessary for the Centre's official activities.

ARTICLE V FLAG AND EMBLEM

The Centre shall be entitled to display the flag and emblem of the Committee on its premises.

ARTICLE VI COMMUNICATIONS

The Centre shall enjoy freedom of communication for its official correspondence and no censorship shall be applied to the official correspondence of the Centre certified as such and bearing the official seal of the Centre. However, appropriate security measures could be taken in coordination with the Centre.

ARTICLE VII
MEETINGS

The Government of the Arab Republic of Egypt shall provide required facilities for holding meetings and consultations of the Centre in Cairo.

ARTICLE VIII
PRIVILEGES AND IMMUNITIES OF STAFF

- (1) The Centre staff shall be broadly categorised as:
 - A- Officers in International Category:
 - (I) Director
 - (II) Deputy Director
 - (III) Counsels
 - B- Staff other than in the International Category:
 - (I) Professional Staff
 - (II) General Services Staff
 - (III) Subordinate Staff
- (2) The Director will be accorded in respect of himself, his spouse, and minor children all privileges and immunities, exemptions and facilities accorded to diplomatic envoys, in accordance with International Law.
- (3) Officers in International Category and Professional Staff shall:
 - a- be immune from legal process in respect of words spoken or written, and all acts performed by them in their official capacity.

- b- be exempt from taxation on the salaries and emoluments paid to them by the Centre.
- c- be immune, together with their spouses, and relatives dependent on them, from immigration restrictions and alien registration.
- d- be accorded the same privileges in respect of exchange facilities as are accorded to the officials of comparable ranks forming part of diplomatic missions accredited to the Government of Egypt.
- e- be given, together with their spouses, and relatives dependent on them, the same repatriation facilities in time of international crisis.
- f- have the right of provisional exemption within the period of one year for their used furniture and personal effects imported at the time of first taking up their post in Cairo, for a period not less than one year in accordance with the relevant rules of Egyptian Law.

(4) Deputy Directors, Counsels and Professional Staff, Nationals of Egypt, or permanently resident in Egypt shall be entitled only to privileges and immunities mentioned in paragraphs (3)-a and (3)-b of this Article.

(5) General Services Category, and Subordinate Staff shall only be exempt from taxation on salaries and emoluments paid to them by the Centre.

ARTICLE IX
PURPOSE OF PRIVILEGES AND IMMUNITIES

Privileges and immunities accorded under this agreement are not granted for the benefit of individuals, but to ensure the efficient performance of the functions of the Centre.

ARTICLE X
WAIVER OF IMMUNITY

The Committee has the right and duty to waive immunity in any case where the immunity would impede the course of justice, and can be waived without prejudice to the purpose for which the immunity is accorded.

ARTICLE XI
IDENTITY CARDS

The Government of the Arab Republic of Egypt shall provide the Staff of the Centre with special Identity Cards certifying the fact that they are officers enjoying the privileges and immunities specified in this agreement.

ARTICLE XII
INTERPRETATION

This agreement shall be interpreted in the light of its primary objective of enabling the Centre to fully and efficiently discharge its duties and fulfil its purposes and functions.

The Government of the Arab Republic of Egypt and the Committee may enter into such supplementary agreement(s) as may be necessary to fulfil the purposes of the agreement.

ARTICLE XIV
ENTRY INTO FORCE

This agreement shall into force upon the completion of the legal procedures applicable in the Arab Republic of Egypt.

This Agreement is prepared in two originals of Arabic and English Languages, all two texts being equally authentic. In case of different interpretation, the English version shall be applied.

In Witness Whereof the Respective
Representatives have signed the Agreement

For The Government of
The Arab Repulic of Egypt

For The Asian African Legal
Consultative Committee

Cairo May 24th, 1987