

**DEPARTMENT OF INTERNATIONAL RELATIONS AND COOPERATION**

No. 861

14 October 2011



**MINISTER  
INTERNATIONAL RELATIONS AND COOPERATION  
REPUBLIC OF SOUTH AFRICA**

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**MINUTE**

In accordance with the powers vested in me by section 6(2) of the Diplomatic Immunities and Privileges Act, 2001 (Act No. 37 of 2001) ("the Act"), I hereby recognise the 65<sup>th</sup> meeting of the Clean Development Mechanism (CDM) Executive Board to be held from 21 to 25 November 2011, the 27<sup>th</sup> Joint Implementation Supervisory Committee Meeting to be held from 24 to 25 November 2011 and the 13<sup>th</sup> meeting of the CDM Designated National Authorities Forum to be held from 26 to 27 November 2011 ("the Meetings") all in Durban, South Africa. In accordance with section 6(1)(b) of the Act, the immunities and privileges to be accorded to the Meetings are provided for in the Memorandum of Understanding concluded between the Secretariat of the United Nations Framework Convention on Climate Change and its Kyoto Protocol and the Republic of South Africa.

A handwritten signature in black ink, appearing to read 'Maite Nkoana-Mashabane'.

**Ms Maite Nkoana-Mashabane, MP**

**Minister of International Relations and Co-operation**

Date: 28-09-2011

**MEMORANDUM OF UNDERSTANDING BETWEEN THE SECRETARIAT OF THE UNITED NATIONS FRAMEWORK CONVENTION ON CLIMATE CHANGE AND ITS KYOTO PROTOCOL (THE SECRETARIAT) AND THE DEPARTMENT OF INTERNATIONAL RELATIONS AND COOPERATION OF THE REPUBLIC OF SOUTH AFRICA**

**ARTICLE 7**

**PRIVILEGES AND IMMUNITIES**

7 The 1946 Convention on the Privileges and Immunities of the United Nations, to which South Africa is a party, shall apply *mutatis mutandis* to the Meetings. Without limiting the generality of the foregoing:

7.1 **Parties.** The representatives of Parties to the Convention, the Protocol and Observer States shall enjoy the privileges and immunities provided under Article IV of the Convention on the Privileges and Immunities of the United Nations.

7.2 **Specialized Agencies.** The representatives of the specialized agencies and the International Atomic Energy Agency shall enjoy the privileges and immunities provided by, respectively, Article VI of the 1947 Convention on the Privileges and Immunities of the Specialized Agencies and Article VI of the Agreement on the Privileges and Immunities of the International Atomic Energy Agency of 1 July 1959.

7.3 **Other Participants.** DNA representatives and resource persons invited by the secretariat to participate in the DNA Forum not otherwise referred to in Sections 5.1 and 5.2 shall enjoy immunity from legal process in respect of words spoken or written and any act performed by them in connection with their participation, in the DNA Forum.

7.4 **Officials.** Secretariat staff and other United Nations officials shall enjoy the privileges and immunities provided under Articles V and VII of the Convention on the Privileges and Immunities of the United Nations.

7.5 **CDM Executive Board Members and Alternate members.** CDM Executive Board Members and Alternate members shall be deemed to be experts on mission and shall enjoy the privileges and immunities provided under Article VI of the Convention on the Privileges and Immunities of the United Nations.

7.6 **JISC Members and Alternate Members.** JISC Members and Alternate Members shall be deemed to be experts on mission and shall enjoy the privileges and immunities provided under Article VI of the Convention on the Privileges and Immunities of the United Nations.

7.7 **In General.** All persons performing functions in connection with the Meetings, including those invited pursuant to sections 2 and 3.1.3 shall enjoy such privileges, immunities and facilities as are necessary for the independent exercise of their functions in connection with the Meetings.

7.8 **Facilitation of Travel.** All participants (including secretariat staff) invited by the secretariat to participate in the Meetings shall have the right of entry into and exit from South Africa and no impediment shall be imposed on their transit to and from the Meetings' premises. They shall be granted facilities for speedy travel. Visas and entry permits, where required, shall be granted free of charge as speedily as possible, provided that general conditions regarding entry have been fulfilled.

**7.9 Premises.** The premises provided for the Meetings and access thereto shall be subject to the authority and control of the secretariat, with assistance by the Department, and shall be inviolable for the duration of the Meetings.

**7.10 Customs.** All equipment, materials and supplies needed by the secretariat for the Meetings, including audio, video, photographic and other professional equipment brought by secretariat staff or media representatives, may be temporarily imported and subsequently exported free of all import, export and customs duties and other taxes.