

MEMORANDUM OF ADMINISTRATIVE ARRANGEMENTS

CONCERNING

**THE ESTABLISHMENT OF THE ASIA PACIFIC REGIONAL
OFFICE OF THE HAGUE CONFERENCE ON PRIVATE
INTERNATIONAL LAW IN**

**THE HONG KONG SPECIAL ADMINISTRATIVE REGION OF
THE PEOPLE'S REPUBLIC OF CHINA**

The Government of the Hong Kong Special Administrative Region of the People's Republic of China (hereinafter referred to as "the Government of the HKSAR") and the Hague Conference on Private International Law ("the Hague Conference");

NOTING that according to the Host Country Agreement Between the Government of the People's Republic of China and the Hague Conference on Private International Law Relating to the Establishment of the Asia Pacific Regional Office of the Hague Conference on Private International Law in the Hong Kong Special Administrative Region of the People's Republic of China done on 13th December 2012 (hereinafter referred to as "the Agreement"), the Government of the People's Republic of China grants to the Hague Conference's Asia Pacific Regional Office established in the HKSAR (hereinafter referred to as "the Office") privileges and immunities as provided for in the Agreement;

DESIRING to make the necessary administrative arrangements as provided in Article 15 of the Agreement;

Have AGREED as follows:

- (1) The Government of the HKSAR shall take all appropriate measures, having due regard to the special needs of the Hague Conference, to protect the premises of the Office against any

intrusion or damage and to prevent any disturbance of law and order in or at the Office.

(2) The Office, as an employer, shall be exempt from the Employment Ordinance, the Employees' Compensation Ordinance, the Mandatory Provident Fund Schemes Ordinance and any legislation applicable in the HKSAR regarding old-age and surviving-dependents insurance, or incapacity insurance, or unemployment insurance, or insurance of health care or against accident, or occupational pension schemes, or welfare systems of any kind, save in respect of any person who is engaged by the Office as a local employee.

(3) The Government of the HKSAR shall, upon request by the Hague Conference or the Office, issue to members of the Office's personnel and to their spouses and dependent children over the age of 11, an identity card to identify such persons to the Government of the HKSAR or any HKSAR authority.

(4) The Office shall inform the Government of the HKSAR of (a) the name and category of any member of the Office's personnel, and (b) as applicable, the name and relationship of any spouse or legal dependents of the immediate household of that person.

(5) The Government of the HKSAR will provide members of the Office's personnel (including experts on secondment) who are not Chinese nationals or HKSAR permanent residents with a "status card" that will serve to identify its holder. They and, as appropriate, the persons referred to in paragraph 4(b) above who in either case are not Chinese nationals or HKSAR permanent residents will be issued official visas, free of charge, and given permission for multiple entry into the HKSAR for the duration of the personnel's employment relationship with or secondment to (as the case may be) the Office.

(6) The Government of the HKSAR will, upon request, provide Office interns with a "status card" that will serve to identify its holder. They will be issued official visas, free of charge, and given permission for multiple entry into the HKSAR for the duration of their internship with the Office.

(7) The Office shall arrange for sufficient third party insurance coverage for any motor vehicles owned by the office and located in the HKSAR.

(8) This Memorandum of Administrative Arrangements shall in no way detract from the privileges, immunities, exemptions, facilities, assurances and other rights provided for in the Agreement.

(9) Any amendment to this Memorandum of Administrative Arrangements, including any amendment which may be required as a result of any amendments to the Agreement, may, provided it is consistent with the provisions of the Agreement, be agreed by the Government of the HKSAR and the Hague Conference, and shall take effect when confirmed in writing by both sides.

(10) The Government of the HKSAR and the Hague Conference shall consult to resolve any question concerning the interpretation or application of this Memorandum of Administrative Arrangements.

(11) This Memorandum of Administrative Arrangements shall take effect upon signature.

(12) In the case of a conflict between the Agreement and this Memorandum of Administrative Arrangements, the former shall prevail.

IN WITNESS WHEREOF the undersigned being duly authorized respectively by the Government of the HKSAR and the Hague Conference, have signed this Memorandum of Administrative Arrangements.

Done in duplicate at Hong Kong, China on 13th December 2012 in the Chinese and English languages, both texts being equally authentic.

FOR THE GOVERNMENT OF
THE HKSAR

FOR THE HAGUE
CONFERENCE