

EUCLID / United Nations Filing for UNTS I-49006/49007

Coat of Arms	Participating State	Type of Filing
	Burundi	UN-formatted instrument
	Central African Republic	Note Verbale
	Comoros	Joint Letter
	Eritrea	Joint Letter
	Saint Vincent & Grenadines	Note Verbale
	Senegal	Joint Letter attachment
	Sierra Leone	Joint Letter
	Timor-Leste	UN-formatted instrument + Note Verbale

United Nations Nations Unies

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REFERENCE: LA41 TR/16092008

4 May 2010

Excellency,

I have the honour to refer to your letter, dated 22 December 2010, addressed to the Legal Counsel of the United Nations and the attachments thereto concerning the agreements relating to EUCLID, to which I have the honour to reply on behalf of the Legal Counsel.

I am grateful for the information provided. Based on the information provided, the Secretariat of the United Nations, in accordance with its practice, will now contact the Secretary-General of EUCLID.

Please accept, Excellency, the assurances of my highest consideration.



Gabriele Goettsche-Wanli
Chief, Treaty Section
Office of Legal Affairs

H.E. Mr. Araya Desta
Ambassador Extraordinary and Plenipotentiary
Permanent Representative
Permanent Mission of Eritrea to the United Nations
New York, N.Y.



21 May 2010

Madam Under-Secretary-General,

**Re: JOINT CLARIFICATION BY THE PERMANENT MISSIONS OF THE
EUCLID PARTICIPATING PARTIES AS LISTED HEREUNDER**

The undersigned Permanent Representatives to the United Nations of Member States, who are Participating Parties of the EUCLID present their compliments to the Under-Secretary-General for the Office of Legal Affairs of the United Nations and wish to convey the following information and clarification regarding EUCLID (Euclid University) and the EUCLID instrument(s):

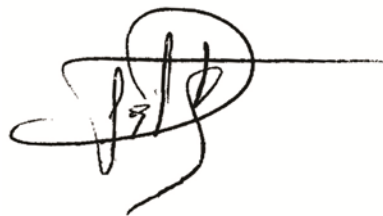
- (1) A meeting was held on 10 May 2010 by Permanent Representatives or Senior Representatives of several EUCLID Participating Parties;
- (2) Being familiar with the EUCLID program and its implementation, we hereby confirm that our governments are indeed parties to one or both of these instruments (which are governed by international law) as communicated by EUCLID;
- (3) As already confirmed on 10 May 2010 by the Government of Senegal (ref 000117, attached hereto), EUCLID, as an international organization, has international legal personality (Article I) and is not to be confused with the Euclid Consortium of Universities (a private association) which developed the academic programs;

Ms. Patricia O'Brien
Under-Secretary-General - The Legal Counsel
United Nations
New York, NY 10017

- (4) We hereby confirm the previous instructions to proceed with the registration and publication of the said instruments (under the provision of Article 102) as communicated by the Permanent Representatives of Eritrea and the Comoros in 2009, and as indicated in Article V of the Framework Agreement;
- (5) Inasmuch as the delay and confusion may have been caused by the fact that the registration process was done by EUCLID (and not by a Permanent Mission as is more usual), we appreciate the request for clarification and solicit your cooperation to complete this procedure;
- (6) If a new instrument of participation is received within 30 days of May 10 as is possible, we note that Article 102 registration could also be done by the Permanent Mission of a Participating Party.

It is of course clear that “Where an instrument is registered with the Secretariat, this does not imply a judgment by the Secretariat of the nature of the instrument, the status of a party, or any similar question. Thus, the Secretariat’s acceptance for registration of an instrument does not confer on the instrument the status of a treaty or an international agreement if it does not already possess that status. Similarly, registration does not confer on a party to a treaty or international agreement a status that it would not otherwise have.”

The Permanent Representatives to the United Nations of Member States, who are Participating Parties of the EUCLID, as listed hereunder, wish to thank the Under-Secretary-General of the Office of Legal Affairs of the United Nations in advance for her favorable consideration of this matter and avails themselves of this opportunity to renew the assurances of their highest consideration.

A handwritten signature in black ink, featuring a large, stylized 'M' and 'T' with a horizontal line extending to the right.

Mohamed Toihiri
Ambassador, Permanent Representative of the
Comoros to the United Nations



Araya Desta

Ambassador, Permanent Representative of Eritrea
to the United Nations



Sheikou Touray

Ambassador, Permanent Representative of
Sierra Leone to the United Nations

Présidence de la République

Le Ministre d'Etat

URGENT

Dakar, le 10 MAI 2010

Objet : Clarification concernant le projet EUCLIDE,

Excellence,

Cher Ambassadeur,

Concernant le projet EUCLIDE, je voudrais confirmer que je suis le signataire pour le Sénégal de la convention EUCLIDE (deux instruments régis par le droit public international) et qu'avec mon conseiller technique nous suivons ce dossier qui est connu à la Présidence et dans les ministères concernés.

Nous avons pris note avec grand intérêt du partenariat entre **EUCLIDE** et la **CEDEAO**, et un projet d'accord de siège fait également son chemin en accord avec les procédures établies.

EUCLIDE (en tant qu'organisation internationale au service de nos gouvernements) est bien sûr à distinguer du consortium des universités « Euclide » pour lequel l'université Gaston Berger a d'ailleurs démarré la participation. Les deux sont reliés en ce sens que ce sont les programmes académiques du consortium qui ont formé la base du projet intergouvernemental EUCLIDE.

En outre, un des instituts d'EUCLIDE est le dialogue interreligieux en particulier en Chrétiens et Musulmans, qui est aussi un sujet d'importance pour le Sénégal.

Pour des raisons de transparence internationale, il est donc important que l'accord EUCLIDE soit enregistré au Secrétariat des Nations Unies, ce qui a fait l'objet de l'article V de la convention révisée qui indique que “

Cet accord cadre peut être modifié par accord mutuel des Parties, le Secrétaire Général d'EUCLIDE agissant comme dépositaire pour enregistrement sous Article 102 auprès du Secrétariat Général des Nations Unies.”

Cette note pourra donc être transmise au Secrétariat pour conclure la procédure d'enregistrement.

Veuillez recevoir, **cher Ambassadeur**, l'expression de mes plus cordiales salutations.

A l'Attention de
S.E. Paul Badji
Représentant Permanent du Sénégal
auprès des Nations Unies
New York, NY

Abdoulaye FAYE





No. 420/RCA/MP/ONU

New York, le 29 Octobre 2010

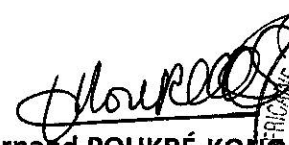
Objet : Enregistrement de la Convention EUCLIDE sous Article 102
de la Charte de l'Organisation des Nations Unies

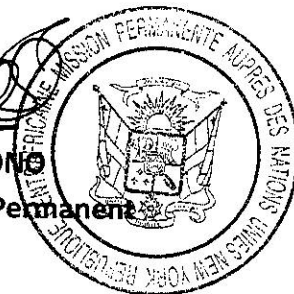
Excellence, Cher Collègue;

Nous confirmons par la présente que la Convention (« Accord Cadre ») régie par le droit international, signée par le **Premier Ministre Faustin TOUADERA** le 31 Mai 2010, peut donc être enregistrée par la Mission Permanente de l'Erythrée auprès des Nations Unies selon la procédure de l'Article 102, avec l'accord noté du dépositaire (Secrétaire Général d'EUCLIDE, une organisation internationale).

Il est d'ailleurs bien compris que cela n'est pas une action entreprise par la Mission Permanente de l'Erythrée pour le compte de la Mission Permanente de la République Centrafricaine, mais que cette procédure nous permet aussi, de façon indirecte, de considérer que l'engagement pris dans l'Article 102 de la Charte et dans la Convention EUCLIDE sera satisfait.

Veuillez agréer, Excellence, l'expression de ma haute et parfaite considération.


Fernand POUKRÉ-KONG
Ambassadeur, Représentant Permanent



Son Excellence
Monsieur Araya DESTA
Mission Permanente de l'Erythrée
auprès des Nations Unies
800 Second Avenue, 18^e Etage
New York, N.Y. 10017

COPY

EUCLID

INSTRUMENT OF PARTICIPATION AND APPROVAL



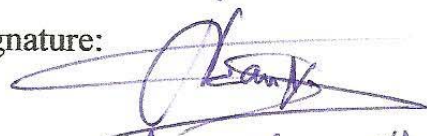
WHEREAS the instruments “OPEN MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE PARTICIPATING EUCLID PARTIES REGARDING THEIR PARTICIPATION IN THE EDUCATIONAL FRAMEWORK DEFINED HEREIN” and “UPDATED FRAMEWORK AGREEMENT REGARDING THE PARTIES’ PARTICIPATION IN EUCLID AS CONSTITUTED AND DEFINED HEREIN” (which are governed by international law) have already been approved by several states, notably Senegal, Comoros and Sierra Leone in 2008 and 2009,

AND WHEREAS the said agreements have been signed on behalf of the Government of Burundi on this day so as to initiate the Participation of Burundi in the EUCLID framework,

NOW THEREFORE I, Minister for Foreign Affairs declare that the Government of Burundi, having considered the above-mentioned agreements, approves the same, having taken note of the rights and obligations therein contained.

IN WITNESS WHEREOF, I have signed this instrument of participation and approval at Tripoli on 24th/5/2010

Signature:


Augustin Ndirakobuca

Ref No:

In replying the date and number

Above of this letter should be quoted



MINISTRY OF EDUCATION
Halifax Street, Kingstown
St. Vincent and the Grenadines

Tel: 1(784) 457-1104/1(784) 457-2676

Fax: 1(784) 457-1114

June 20, 2011

H. E. Ambassador Araya Desta
 Permanent Mission of Eritrea of the United Nations
 800 Second Avenue, 18th Floor
 New York, N. Y. 10017

Dear Ambassador Desta,

NOTE VERBALE regarding Article 102 filing of EUCLID instruments

The Government of Saint Vincent and the Grenadines is honoured to present its compliments to the EUCLID Secretariat General and to the Permanent Mission of Eritrea to the United Nations, and hereby confirms that there is no objection to the deposit of the EUCLID instruments by either EUCLID of the Permanent Mission of Eritrea for registration under Article 102 of "OPEN MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE PARTICIPATING EUCLID PARTIES REGARDING THEIR PARTICIPATION IN THE EDUCATIONAL FRAMEWORK DEFINED HEREIN" and "UPDATED FRAMEWORK AGREEMENT REGARDING THE PARTIES' PARTICIPATION IN EUCLID AS CONSTITUED AND DEFINED HEREIN" which are both governed by international law and eligible for registration, as in also indicated in Article V of the Frame Agreement:

"This framework agreement can be modified by mutual agreement of the Parties, the EUCLID Secretary General acting as depositary for Article 102 registration with the UN Secretariat General."

The Government of Saint Vincent and the Grenadines avails itself of this opportunity to renew to the EUCLID Secretariat General and to the Permanent Mission of Eritrea to the United Nations the assurances of its highest consideration

Sincerely,

Honourable Girlyn Miguel
 Deputy Prime Minister
 Minister of Education
 Government of St. Vincent and the Grenadines

Email: office.education@mail.gov.vc
 Administration: minister.education@mail.gov.vc
 Minister: ps.education@mail.gov.vc
 Permanent Secretary: ceo.education@mail.gov.vc
 Chief Education Officer: dirlit.education@mail.gov.vc
 Literacy Crusade:

UNESCO: unesco.education@mail.gov.vc
 EXAMS: seoexams.education@mail.gov.vc
 Skills Training: dirskillstrg.education@mail.gov.vc
 Curriculum Unit: seocurriculum.education@mail.gov.vc



INSTRUMENT OF PARTICIPATION AND
APPROVAL
GOVERNMENT OF TIMOR-LESTE

EUCLID

WHEREAS the instruments “OPEN MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE PARTICIPATING EUCLID PARTIES REGARDING THEIR PARTICIPATION IN THE EDUCATIONAL FRAMEWORK DEFINED HEREIN” and “UPDATED FRAMEWORK AGREEMENT REGARDING THE PARTIES’ PARTICIPATION IN EUCLID AS CONSTITUTED AND DEFINED HEREIN” (which are governed by international law) have already been approved by several states between 2008 and 2010,

AND WHEREAS the said agreements have been signed on behalf of the Government of Timor-Leste on this day so as to initiate the Participation of Timor-Leste in the EUCLID framework, EUCLID being an international intergovernmental organization,

NOW THEREFORE I, the Minister of Education under its organic law, declare that the Government of Timor-Leste, having considered the above-mentioned agreements, approves the same, having taken note of the rights and obligations therein contained.

Furthermore, we hereby confirm that: Dr. Edmundo Viegas is hereby appointed as National Point of Contact to coordinate the program and validate admissions, and also that (1) EUCLID, as an international organization, is authorized to appoint a legal representative in Timor Leste to assist with the coordination of these activities, (2) Timor-Leste has an adequate system of postsecondary approval system meeting accepted international standards, which applies to these programs, (3) **subject to the future issuance of a related protocol listing the programs that will have been reviewed and approved by the Ministry of Education**, the degrees issued by EUCLID upon completion of the required coursework will be legally valid for use within Timor-Leste by the graduates.

IN WITNESS WHEREOF, I, duly authorized thereto under Timor-Leste’s organic law, have signed this instrument of participation and approval at Dili on 17-5-2011

Signature:

João Cândio Freitas, PhD

Minister of Education



Democratic Republic of Timor-Leste
Ministry of Economy and Development
Minister of Economy and Development


Dili, 03 August 2011

NOTE VERBALE

The Government of Timor-Leste presents its compliments to the EUCLID Secretary-General and wishes to communicate the following:

Following the signature of the EUCLID Instrument of Participation and Approval (17-05-2011), the proper department of the Ministry of Education has completed its academic review and validation of the EUCLID programs, with the result that no requests for modifications or improvements are presented by the Ministry. Therefore, point (3) of the said Instrument is now fully settled for EUCLID's academic programs, this Note Verbale serving as confirmation Protocol. On this basis, there is therefore no remaining applicable declaration or reservation on the part of the Government of Timor-Leste for the Article V registration and full application of all the provisions of this instrument of participation by EUCLID, and the enrollment process for qualified applicants can begin at once.

The Government of Timor-Leste takes this opportunity to renew the assurances of its sincere consideration.



João Mendes GONÇALVES
Minister of Economy and Development

Copy: Minister of Education, Minister of Foreign Affairs