

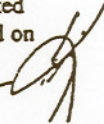
Nile Basin Initiative (NBI)
Eastern Nile Subsidiary Action Program (ENSAP)

LEGAL STATUS OF THE
EASTERN NILE TECHNICAL REGIONAL OFFICE (ENTRO)

- 1) The Ministers of Water Affairs of the Eastern Nile Countries (ENCOM), referring to the provisions of the signed Minutes of their meetings at (ENCOM 7, ENCOM 10, ENCOM 11, ENCOM 12, Strategic document Delft 23, March 2000 and Headquarter Agreement) establishing a transitional institutional mechanism of the Eastern Nile Subsidiary Action Program (ENSAP) and its technical and administrative arm, the Eastern Nile Technical Regional Office (ENTRO), pending the conclusion of the Cooperative Framework Agreement to advance the Eastern Nile Subsidiary Action Program in realization of the Shared Vision for the Eastern Nile countries, "to achieve sustainable socio-economic development through equitable utilization of, and benefit from, the common Nile Basin resources";
- 2) Invest ENTRO with legal personality to perform all of the functions entrusted to it by ENCOM, including the power to receive and administer grant funding for ENTRO related activities, to sue and be sued, and to acquire or dispose movable and immovable property;
- 3) Recall that organs of ENSAP include: the Council of Ministers of Water Affairs of the Eastern Nile Countries (ENCOM), which provides policy guidance and makes decisions on matters relating to ENTRO; The Eastern Nile Subsidiary Action Program Team (ENSAPT), which renders technical advice and assistance to the ENCOM; and the Management Board of the Eastern Nile Technical Regional Office (ENTRO) which renders technical and administrative services to the ENCOM and ENSAPT; (details concerning the functions of ENTRO are contained in annexes of the signed Minutes of ENCOM 7, ENCOM 10, ENCOM 11, ENCOM 12, Rules of Procedure of ENTRO, and Headquarter Agreement);
- 4) Decide that ENTRO shall enjoy in the territory of each ENSAP State the legal personality referred to above and such privileges and immunities as are necessary for the fulfillment of its functions;
- 5) Confirm that ENTRO is situated at Addis Ababa, Ethiopia, under the signed Headquarters Agreement;
- 6) Confirm that their respective governments appoint the three Senior Technical Specialist (STS) who form the joint management board of ENTRO, chaired on a rotating basis by one of the STSs, who shall, in such capacity, be the principal executive officer of ENTRO during his/her tenure;
- 7) Decide that the Senior Technical Specialists of ENTRO (STS) and officials of ENTRO shall enjoy in the territory of each ENSAP State such privileges and immunities as are necessary for the fulfillment of their function;
- 8) Confirm that a draft budget for each financial year is to be prepared by ENTRO and approved by the ENCOM on the recommendation of ENSAPT; that the resources of the budget are derived from annual contributions of the ENSAP States and such other sources as may be determined by the ENCOM; and that the contributions of the ENSAP States are based on the budget as approved by the ENCOM;
- 9) Confirm that the accounts of ENTRO relating to each fiscal year are to be audited the following fiscal year by an internationally recognized auditing firm selected on

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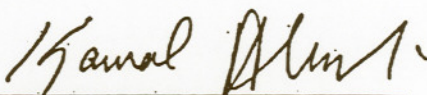
the basis of competitive bidding and submitted to ENSAPT/ENCOM for its review and approval; and that ENTRO is to follow procurement and financial management practices that confirm with international practices with addition of any specific requirements of individual funding institutions.



Ato. Shiferaw Jarso (ENCOM Chairman)
Minister of Water Resources,
Ethiopia



Dr. Mahmoud Abu-Zeid
Minister of Water Resources and Irrigation,
Egypt



Eng. Kamal Ali Mohamied
Minister of Irrigation and Water Resources,
Sudan

December 11, 2002, Cairo, Egypt

