

Our Reference: GMD/AME/SEA/ESO/JG/AGO-Z-UNDP_Grant Cover Letter

Geneva, 21 May 2021

Mr Edo Stork
Resident Representative
United Nations Development Programme
197 Rua Major Kanhangulo
P.O. Box 910
Luanda
Republic of Angola

Subject: Grant AGO-Z-UNDP: Supporting the National Response to HIV/AIDS, Tuberculosis and Malaria in Angola

Dear Mr Edo Stork

Together with this letter please find for your signature the Grant Confirmation for the HIV/AIDS, malaria and tuberculosis grant in the Republic of Angola (the “Grant Confirmation”).

By signing the Grant Confirmation, the Principal Recipient acknowledges the following:

i. In accordance with the Global Fund Sustainability, Transition and Co-financing Policy (GF/B35/04) (the “STC Policy”):

1. the Host Country¹ should progressively increase government expenditure on health to meet national universal health coverage goals; and increase co-financing of the Global Fund-supported programs, with a focus on progressively absorbing the costs of key Program components as identified in consultation with the Global Fund. The Principal Recipient acknowledges that the Global Fund may reduce Grant Funds during the current or any subsequent Implementation Period in the event the Host Country fails to meet these requirements;
2. the commitment and disbursement of USD 20,650,087 (the “Co-Financing Incentive”) (HIV USD 8,935,817, TB USD 3,767,328 and for Malaria USD 7,946,943) is subject to the Global Fund’s satisfaction with the Host Country’s compliance with the requirements to access the ‘co-financing incentive’ as set forth in the STC Policy (the “Co-Financing Incentive Requirements”).

¹ The Republic of Angola

The Global Fund may reduce all or part of the Co-Financing Incentive during the current or any subsequent Implementation Period, in the event that the Host Country fails to comply with the Co-Financing Incentive Requirements; and

3. in order to meet these co-financing requirements, the Host Country should, in accordance with the report submission deadlines established in the methodology and procedures as approved by the Global Fund in consultation with the Office of the Inspector General and endorsed by the Government of the Host Country (“Standard Operating Procedures”) provide to the Global Fund: (1) no later than 30 June 2021, submit the “Commitment Report of Cofinancing for HIV, TB and Malaria 2018-2020” endorsed by the Ministry of Finance and the Ministry of Health of the Host Country; (2) annual reports entitled “Commitment Report of Cofinancing for HIV, TB, and Malaria in Angola” on its budgeted and executed contribution to the fight against HIV/AIDS, tuberculosis and malaria and RSSH as set out in the letter of commitment signed by the Ministry of Finance and the Ministry of Health of the Host Country dated 30 March 2021 and prepared in accordance with the Standard Operating Procedures; and (3) for TB (FLDs and MDR) and Malaria (ACTs and LLINs) semi-annual reports on funds budgeted and released for procurement orders; and

Prior to reducing Grant Funds and/or the Co-Financing Incentive during the current Implementation Period pursuant to paragraphs i.1 and i.2 above, the Global Fund will consult with the Principal Recipient with the view to limiting reasonably any adverse effect on the implementation of the Program or the Principal Recipient’s financial commitments under the Program resulting from any such reduction.

ii. under Article 3 of the UNDP-Global Fund Grant Regulations, the “Grant” consists of “funds as stated in the relevant Grant Confirmation together with any funds previously granted by the Global Fund to the Principal Recipient for the Program”. In this regard, please note that where the Global Fund has approved the use under the current Grant Confirmation of grant funds disbursed to the Principal Recipient under a previous Grant Agreement for the Program (“Previously Disbursed Grant Funds”), the Global Fund may reduce the amount of Grant Funds that remain uncommitted set forth in Section 3.6 of the Grant Confirmation by the amount of any Previously Disbursed Grant Funds.

iii. With regards to data protection:

(1) Principles. Program Activities are expected to respect the following principles and rights (“Data Protection Principles”):

(a) Information that could be used to identify a natural person (“Personal Data”) will be: (i) processed lawfully, fairly and transparently; (ii) collected for specified, explicit and legitimate purposes and not further processed in a manner not compatible with those purposes; (iii) adequate, relevant and limited to what is necessary for the purposes for which they are processed; (iv) accurate and, where necessary, kept up to date; (v) kept in a form which permits identification of the individuals for no longer than is necessary for the purposes for which the Personal Data is processed; and (vi) processed in a manner that ensures appropriate security of the Personal Data; and

(b) Natural persons are afforded, where relevant, the right to information about Personal Data that is processed; the right to access and rectify or erase Personal Data; the right to data portability; the right to confidentiality of electronic communications; and the right to object to processing.

(2) Limitations. Where collection and processing of Personal Data is required in order to implement Program Activities, whether by the Principal Recipient, a Sub-recipient, or Supplier, the Principal Recipient should respect the Data Protection Principles:

(a) to the extent that doing so does not violate or conflict with any law and/or policy applicable to it; and

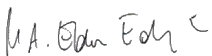
(b) subject to the Principal Recipient balancing the Data Protection Principles with other fundamental rights in accordance with the principle of proportionality, taking into account the risks to the rights and freedoms of natural persons.

(3) The Global Fund may collect or seek to collect data, and it is possible that such data may contain Personal Data. Prior to collection and at all times thereafter, the Principal Recipient shall take all necessary actions to ensure that the transfer of such information to the Global Fund does not violate any law or regulation applicable to the Principal Recipient.

Each capitalized term used but not defined in this letter shall have the meaning ascribed to such term in the Grant Confirmation or the Framework Agreement, dated 13 October 2016, between the Global Fund and the United Nations Development Programme.

We thank you and wish for successful work and implementation of the Program.

Yours sincerely



Mark Eldon Edington
Head, Grant Management Division