

**PROGRAM GRANT AGREEMENT  
BETWEEN  
THE GLOBAL FUND TO FIGHT AIDS, TUBERCULOSIS AND MALARIA  
("Global Fund")  
AND THE UNITED NATIONS DEVELOPMENT PROGRAMME  
("Principal Recipient")**

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|---|--|---|
| 1. Country:<br>Multi-Country South Asia: Afghanistan, Bangladesh, Bhutan, India, the Maldives, Nepal, Pakistan and Sri Lanka  |  |   |
| 2. Program Title:<br>Reducing the impact of HIV on men who have sex with men and transgender populations in South Asia  |  |   |
| 3. Grant Number: MSA-910-Go2-H  |  | 3A. Modification Number and Date: Not applicable  |
| 4. Grant Starting Date:<br>1 July 2013  | 5. Grant End Date:<br>31 December 2015 | 6. Not Applicable   |
| 6A. Condition Precedent Terminal Date:  | 6B. Condition Precedent Terminal Date: | 6C. Condition Precedent Terminal Date:  |
| 7. Grant Funds: Up to the amount of US\$ 16,762,166 Sixteen Million, Seven Hundred and Sixty Two, One Hundred and Sixty Six united States dollars<br>Grant Funds as indicated above will be committed by the Global Fund to the Principal Recipient in accordance with Section H of Annex A of this Agreement.  |  |   |
| 8. Program Coverage: HIV/ AIDS  |  |   |
| 9. Information for Principal Recipient Bank Account into Which Grant Funds Will Be Disbursed:<br>Beneficiary: United Nations Development Programme<br>Account name: UNDP Contributions Account<br>Account number: 015002284<br>Bank name: JPMorgan Chase Bank, N. A.<br>Bank address: 277 Park Avenue, 23 <sup>rd</sup> Floor, New York, New York 10172, USA<br>Bank SWIFT Code: CHASUS33XXX<br>Bank Code: 021000021<br>Routing instructions for disbursements: N/A |  |   |
| 10. The fiscal year of the Principal Recipient runs from 1 January to 31 December.  |  |   |
| 11. LFA: CSC & Co. Chartered Accountants<br>Address: 175 Gairidhara Marg, Gairidhara, Kathmandu-1, Nepal<br>Tel. +977-1-4004580, 4004581, 4004582<br>Fax: +977-1-4004578<br>Attention: Madan Sharma<br>E-mail: madan.sharma@cscnepal.com  |  |   |
| 12. Principal Recipient Additional Representative:<br><br>Name: Caitlin Wiesen-Antin<br>Title: Regional Manager, UNDP Asia-Pacific Regional Centre<br>United Nations Development Programme<br>3rd Floor, United Nations Service Building<br>Rajdamnern Nok Avenue, Bangkok 10200<br>Thailand<br><br>Tel.: +66 (0)2 304 9100 Fax: +66 (0)2 280 2700<br>E-mail: caitlin.wiesen@undp.org   |  | 13. Global Fund Additional Representative:<br><br>Name: Mark Eldon-Edington<br>Title: Division Head, Grant Management<br>Chemin de Blandonnet 8<br>1214 Vernier-Geneva, Switzerland<br><br>Tel.: +41 58 791 1700 Fax: +41 58 791 1701 |
| 14. This Agreement consists of the 3 pages of this face sheet and the following:<br>Standard Terms and Conditions<br>Annex A – Program Implementation Abstract  |  |   |

15. Signed for the **Principal Recipient** by its Authorized Representative



Caitlin Wiesen-Antin  
Regional Manager, UNDP Asia-Pacific Regional Centre

Date 28 November 2013

16. Signed for the **Global Fund** by both of the Authorized Representatives listed below



Urban WEBER, Department Head, High Impact Asia

Mark Eldon-Edington  
Division Head, Grant Management

Date 28 Nov 2013



Daniel Camus  
Chief Financial Officer

Date 28.11.2013

17. **Entry into Force:** This Agreement, prepared in two originals, shall enter into force on the date of its signature by both the Principal Recipient and the Global Fund, acting through their duly Authorized Representatives identified in blocks 15 and 16 above.

THIS AGREEMENT is made between the United Nations Development Programme (the "Principal Recipient") and The Global Fund to Fight AIDS, Tuberculosis and Malaria, a foundation established under the laws of Switzerland (the "Global Fund"). The Principal Recipient and the Global Fund are referred to herein individually as a "Party" and collectively as the "Parties".

**RECITALS:**

- (a) The Global Fund entered into a Program Grant Agreement with Population Services International/Nepal (PSI/Nepal) effective 19 November 2010 for the Grant Number MSA-910-G01-H (the "Original Grant Agreement"). The Original Grant Agreement was amended by Implementation Letters dated 22 February 2011, 20 September 2012, 15 April 2013 and 19 August 2013;
- (b) On 12 November 2012, PSI/Nepal informed the Global Fund of its intentions to resign from the role of Principal Recipient of the Original Grant Agreement, and on 18 January 2013 the CCM Steering Committee of the regional grant formally informed the Global Fund of its endorsement of the United Nations Development Programme, Asia-Pacific Regional Centre (UNDP-APRC) as a new Principal Recipient for Phase 2 of the Original Grant Agreement;
- (c) On 1 November 2013, the Global Fund approved the continuation of funding under the proposal that originated the Original Grant Agreement;
- (d) This Program Grant Agreement continues funding the program activities originally funded under the Original Grant Agreement;
- (e) The Global Fund has decommitted an amount of US\$ 6,984,356 from the Original Grant Agreement, and those funds are now committed under this Program Grant Agreement pursuant to the terms set forth herein;
- (f) This Program Grant Agreement sets out the terms and conditions on which the Global Fund will make available Grant funds to the Principal Recipient to implement the HIV/AIDS Program; and
- (g) This Program Grant Agreement is comprised of: (i) the face sheet; (ii) these recitals; (iii) the Standard Terms and Conditions attached hereto; (iv) the document entitled "Annex A – Program Implementation Description", attached hereto; and (v) the documents entitled "Performance Framework Years 3, 4 and 5: Indicators, Targets and Periods Covered" and "Summary Budget Years 3, 4 and 5" attached to Annex A.

NOW, THEREFORE, in consideration of the mutual covenants and agreements contained herein and intending to be legally bound, the parties hereby agree to the following terms and conditions: