

***With the Compliments of
Division of Policy Development and Law***

Enclosed herewith is the signed copy of the MOU between UNEP and UNDP-
Rwanda, for your use and retention.

Regards and best wishes.

21 July 2005

United Nations Environment Programme
PO Box 30552 Nairobi, Kenya
Tel: (254 20) 623642
Fax: (254 20) 623190
gerald.kafeero@unon.org

1. The Government of Rwanda, with support from UNEP and UNDP, is currently developing a programme entitled 'Integrating Environment into Poverty Reduction Strategy process in Rwanda' (here-in after referred to as 'the Programme'). This Programme is jointly funded by UNEP's Poverty and Environment Project and UNDP's Poverty and Environment Initiative, in line with the on-going UNEP/UNDP Poverty-Environment Partnership.
2. The Programme is being developed to respond to the short and medium term needs expressed by the Government of Rwanda and participants at a 3-day workshop in Gisenyi in February 2005. It was requested that a programme be designed to mainstream environment into the PRSP II and to build capacity, mechanisms and institutions to mainstream environment into other development and sectoral plans.
3. The Rwanda Environment Management Authority (REMA), Government of Rwanda, is coordinating the development of the Programme, the overall objective of which is to achieve the integration of environment and livelihoods issues into the Poverty Reduction Strategy process, to achieve poverty reduction and sustainable development.
4. The Programme will have two phases. Phase I will be an eighteen-month programme directed at mainstreaming environment into Rwanda's PRSP II, led by a Task Team established by REMA. UNDP is contributing US\$50,000 to this phase and UNEP's contribution will be determined once the work plan for the Programme is finalised, but it is expected to amount to approximately US\$300,000. Phase II will aim to increase capacity for environmental mainstreaming, and will be managed by a steering committee established by the Task Team for this purpose. This project design is responsive to the short and medium term needs articulated by the Government of Rwanda.

Background

The United Nations Environment Programme
 here-in after referred to as UNEP
 P.O. Box 30552
 Nairobi, Kenya
 Fax: +254 2 624324/622788

and

United Nations Development Programme, Rwanda
 here-in after referred to as UNDP, Rwanda
 P.O. Box 445
 Kigali, Rwanda
 Tel: +250 590400 Fax: +250 576263

This Memorandum of Understanding (here in referred to as the Memorandum) is concluded between the:

UNDP Rwanda will provide an expenditure statement, in accordance with the budget attached in Annex 1, over the activities a) and b), not later than 31 October 2005.

Activity a) is expected to be completed by 31 August 2005. Activity b) is expected to be completed by 30 September 2005.

9. Workplan and Timetable:
8. Under the terms of this MOU, UNDP Rwanda will be responsible for the disbursement of the funds towards the activities mentioned in paragraph 5.
 - d) Technical assistance as required.
 - c) Mission costs
 - v) Other activities as defined by the Task Team; *the MDGs;*
 - iv) Integrated assessments of scale-up options identified by the *East African Regional Strategy for Scaling Up of Energy Services to meet Mapping exercise conducted by UNDP;*
 - iii) Set of poverty environment indicators for inclusion in the list of monitoring indicators for PRSP-2, based on the Poverty-Environment Gishwati and energy);
 - ii) Economic analysis of natural resource use to inform constraints and opportunities for sustainable economic growth (including considering costs of environmental degradation through case studies such as in the revision of the PRS;
 - i) A brief on sectoral and cross-sectoral issues for immediate integration
 - b) Support for initiating Programme activities outlined in the Task Team Terms of Reference which need to be undertaken in a timely manner, including:
 - ii) Task Team meeting costs.
 - i) Support for Task Team establishment and work programme preparation and finalisation;
 - a) Support for the preparation of a comprehensive work programme for Phase I of the Programme, including:
 - i) Support for Task Team establishment and work programme preparation and finalisation;
 - ii) Task Team meeting costs.
7. The financial contribution of UNEP is to be disbursed towards the following Programme formulation activities:
6. UNDP Rwanda will be responsible for the disbursement of funds (not exceeding US\$ 36,750) towards the development of the Programme.

Under the terms of this Memorandum, it is hereby agreed that:

5. The overall objectives of Phase I and II of the Programme are consistent with the objective and intended outcomes of the UNEP project: 'Strengthen Environmental Policy and Management Capacity at the National and Local Levels as a Contribution to Poverty Alleviation and Sustainable Development in Africa'. The intended objective and outcomes of this project is increased developing country capacity to mainstream environment in development strategies.

10. UNEP will pay UNDP Rwanda a sum not exceeding US\$ 36,750 to cover costs of the activities as set out above, and includes 5% UNDP recovery costs, after the signature of this Memorandum by both parties (through telefax transmission).

11. The title rights, copyrights and royalties and all other rights of whatsoever nature in any material produced under the provisions of this memorandum shall be agreed jointly by UNEP and UNDP Rwanda.

12. All correspondence regarding this Memorandum between UNDP Rwanda and UNEP should be addressed to:

At UNDP Rwanda

Alain Noudéhou
UNDP Resident Representative, at interim
UNDP Rwanda
P.O. Box 445
Kigali, Rwanda

Telephone: (250) 590414
Fax: (250) 576263
E-mail: alain.noudehou@undp.org

All correspondence regarding substantive and technical matters between UNDP Rwanda and UNEP should be addressed to:

Mr. Bakary Kante
Director
Division of Policy Development and Law
P.O. Box 30552
Nairobi, Kenya

Telephone: (254-20) 623835/624065
Fax: (254-20) 624324/622788
E-mail: bakary.kante@unep.org

With a copy to the Chief, Budget and Financial Management Service.

All correspondence regarding administrative and financial matters should be addressed to:

Mr. David Haslie
Deputy Director, DAS and Chief,
Budget and Financial Management Service
United Nations Office at Nairobi,
P.O. Box 67578
Nairobi, Kenya
Telephone: (254-20) 623821
Fax: (254-20) 623755
E-mail: david.haslie@unon.org

With a copy to those mentioned above

13. Any dispute arising out of or in connection with this Memorandum shall, if attempts at settlement by negotiation have failed, be submitted to arbitration in Nairobi by a single arbitrator agreed to by both parties. Should the parties be unable to agree on a single arbitrator within thirty days of their request for arbitration, then each party shall proceed to appoint one arbitrator and the two arbitrators thus appointed shall agree on a third. Failing such agreement, either party may request the appointment of a third arbitrator by the President of the United Nations Administrative Tribunal. The decision of the arbitrator shall rule on the costs, which may be divided between parties. The decision rendered in the arbitration shall constitute the final adjudication of the dispute.

14. This Memorandum shall be in effect from the date of its signature to 31 October 2005.

15. This Memorandum may be terminated by either party before the expiry date of the Memorandum by giving notice in writing to the other party. The period of notice shall be thirty days.

In the event of the Memorandum being terminated prior to its due expiry date in this way, UNDP Rwanda shall be compensated on a *pro rata basis* for no more than the actual amount of work performed to the satisfaction of UNEP. Additional costs incurred by UNEP resulting from the termination of the Memorandum UNDP Rwanda may be withheld from any amount otherwise due to the contractor from UNEP.

16. No change in or modification of this Memorandum shall be made except by prior written agreement between UNEP and UNDP Rwanda.

Signed on behalf of UNDP Rwanda

Signed on behalf of UNEP/UNON

Mr. Alain Noudéhou
Resident Representative, at interim
UNDP Rwanda

Mr. David Hastie
Deputy Director, DAS & Chief,
Budget and Financial
Management Service

Date: 16/July/2005

Date: 19 July 2005

Annex I

Budget covering UNEP Contributions (Expressed in US Dollars)

Activity	US\$
a) Support for the preparation of a comprehensive work programme for Phase I of the Programme, including: <ul style="list-style-type: none"> i) Support for Task Team establishment and work programme preparation and finalisation; ii) Task Team meeting costs. 	5,000
b) Support for initiating Programme activities outlined in the Task Team terms of reference which need to be undertaken in a timely manner, including: <ul style="list-style-type: none"> i) A brief on sectoral and cross-sectoral issues for immediate integration in the revision of the PRS; ii) Economic analysis of natural resource use to inform constraints and opportunities for sustainable economic growth (including considering costs of environmental degradation through case studies such as Gishwati and energy); iii) Set of poverty environment indicators for inclusion in the list of monitoring indicators for PRSP-2 based on the Poverty-Environment Mapping exercise conducted by UNDP; iv) Integrated assessments of scale-up options identified by the <i>East African Regional Strategy for Scaling Up of Energy Services to meet the MDGs</i>; v) Other activities as defined by the Task Team. 	20,000
c) Mission costs	5,000
d) Technical assistance as required	5,000
e) Administrative cost 5% of activities a-d	1,750
GRAND TOTAL	36,750