

**Amendment No. 1 to the Donor Agreement**

between

**DEFRA**

and

**the United Nations Environment Programme**

Pursuant to Article XI of the Donor Agreement ECODIV19-INC-ECO21 of 19 July 2019 between UN Environment and Defra on considering opportunities to enhance the dual benefits of HFC phase down and energy efficiency improvements, the Parties agree to amend the Agreement.

The purpose of this Amendment is to reflect: a) an additional contribution to the project; b) a new timeline for the schedule of payments; c) and, a new provision pertaining to the 1% Coordination Levy.

**1. General provision**

1.1 Agreement Article I (1) is hereby amended in its entirety as follows:

The Donor shall, in accordance with the schedule of payments set out below, contribute to UN Environment the amount of US\$ 667,494 (six hundred sixty-seven thousand four hundred ninety-four United States dollars). The contribution shall be deposited in the UN Environment Trust Fund.

[REDACTED]

Parties' initials:

<u>Schedule of payments</u>	<u>Amount</u>
Upon signature	294,264 US \$ ( <i>Received</i> )
03/12/2019	373,230 US \$

1.3 Agreement Article V is hereby amended as follows:

1. In accordance with the decisions and directives of UN Environment's Governing Council, the contribution shall be charged 13% for the programme support cost incurred by UN Environment in administering the contribution;
2. Pursuant to paragraph 10(a) of United Nations General Assembly Resolution 72/279 of 31 May 2018, Defra agrees that an amount corresponding to 1% of the contribution to UN Environment shall be paid to fund the United Nations Resident Coordinator System. This amount, hereinafter referred to as the "coordination levy" will be held in trust by UN Environment until transfer to the United Nations Secretariat for deposit into the United Nations Special Purpose Trust Fund for the reinvigorated Resident Coordinator system, which has been established to fund the UN Resident Coordinator System and is managed by the United Nations Secretariat.

Defra acknowledges that once the coordination levy has been transferred by UN Environment to the United Nations Secretariat, UN Environment is not responsible for the use of the coordination levy and does not assume any liability. The fiduciary responsibility lies with the United Nations Secretariat as the manager of the Resident Coordinator system. The coordination levy does not form part of UN Environment cost recovery and is additional to the costs of UN Environment to implement the activity or activities covered by the contribution. Accordingly, there is no normal obligation for UN Environment to refund the levy, in part or in full, even where the activities covered by the contribution are not carried out in full by UN Environment. As deemed necessary by the donor- and especially where the scale of the resources concerned, or reputational risk justify the refund transaction costs – the donor can submit a request for refund to the United Nations Secretariat directly or through the United Nations entity. The responsibility to refund the levy lies with the United Nations Secretariat, and not with the concerned entity of the United Nations.

The coordination levy for this agreement is US \$6,674.94. US \$2,942.64 was received by UN Environment with the first payment. The remaining US \$3,732.30 will be transferred to UN Environment at the bank account referred to in Article 1 (1) with the final payment.



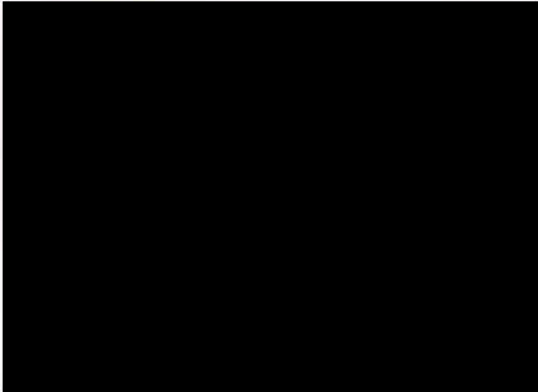
**3. Entry into force**

- a. This Amendment No. 1 shall enter into force upon the date of the last signature of the approving officials below and shall remain effective until 19 July 2021 unless terminated earlier pursuant to Article IX.

All other terms and conditions of the Agreement remain valid and unchanged.

This Amendment shall be appended to the Agreement, and shall be construed an integral part of it.

**For Defra**



**For UN Environment**

