ARTICLE 40

The Government of the Host Country shall issue to the Agency Personnel, whose usual workplace is located within its territory and who are not nationals or permanent residents of the Host Country, and to their accompanying family members forming part of the household, an identity card specifying the holder's status, in accordance with the applicable laws and regulations of the Host Country.

ARTICLE 41

(1) Accompanying family members forming part of the household of the members of Agency Personnel, who are not nationals or permanent residents of the Host Country, are allowed to carry out self-employed or salaried work in the territory of the Host Country where the usual workplace of the member of Agency Personnel is located in accordance with the applicable laws and regulations of the Host Country.

(2) According to the above, the competent authorities of the Host Country shall issue a work permit to the accompanying family members engaged in work activity.

ARTICLE 42

Without prejudice to the privileges and immunities accorded by this Convention, it is the duty of all persons enjoying such privileges and immunities to respect the laws and regulations of any Host Country, and not to interfere in the internal affairs of any Host Country.

ARTICLE 43

(1) The GIGO and its personnel shall cooperate at all times with the competent authorities of any Host Country to facilitate the proper administration of justice, secure the observance of laws and regulations concerning police, fire prevention, public health and labour inspection and other similar legislation, and prevent the occurrence of any abuse in connection with the facilities, privileges and immunities provided for in this Convention.

(2) Privileges and immunities are granted to personnel in the interest of the GIGO and not for the personal benefit of the individuals themselves.

(3) Subject to paragraphs (4) and (5), in respect of the Agency Personnel and the Premises, property, and assets of the GIGO, the CE alone shall have the right and duty to waive any immunity. The CE shall waive any relevant immunity in any case where, in his/her opinion, the immunity would impede the proper administration of justice. The CE shall consult the SC relating to any potential waiver of immunity. The SC shall hold discussions within no more than one week of first being notified of the need for such consultation and shall provide the CE with its non-binding view as to waiver in such time period as is appropriate in light of all the circumstances.

(4) In respect of the CE and the Directors referred to in Article 14(2), the SC alone shall have the right and duty to waive any immunity. The SC shall waive any relevant immunity in any case where in its opinion the immunity would impede the proper administration of justice.

(5) In respect of members of the SC, including members of any subordinate committees of the SC, and the national auditors designated by each Party, the Party of whom the individual is a representative, or by whom they are designated as the case may be, shall have the right and duty to waive immunity. That Party shall waive any relevant immunity in any case where, in its opinion, the immunity would impede the proper administration of justice.

(6) Except for the immunities set forth in Article 38, this Convention shall not limit or derogate to the jurisdiction of each Party with respect to criminal offences committed by its nationals or permanent residents.

(7) Should the Host Country consider that an abuse of any of these privileges or immunities has occurred, the CE shall, upon request, consult with the Host Country to determine whether any such abuse has occurred. If such consultation fails to achieve a result satisfactory to the CE and to the Host Country, the matter shall be determined in accordance with the procedure set out in Article 57.

ARTICLE 44

(1) The Government of any Host Country shall take all appropriate measures necessary to facilitate the entry into, sojourn in and departure from the Host Country of the following persons, irrespective of their nationality:

(a) the Agency Personnel; and

(b) accompanying family members forming part of the household of the Agency Personnel.