

**Addendum no. 5 to the
Memorandum of Understanding
between
Participating UN Organizations,
the United Nations Resident Coordinator
and
the United Nations Development Programme
regarding the Operational Aspects of the Mozambique One UN Programme Fund**

WHEREAS, the Participating UN Organizations (hereinafter referred to collectively as the “Participating UN Organizations”) have developed a Joint Programme (hereinafter referred to as the “One Programme”) as part of their respective development cooperation with the Government of Mozambique, as more fully described in the detailed One Programme document dated **28 March 2008**, (hereinafter referred to as the “One Programme Document”), and have agreed to establish a coordination mechanism (hereinafter referred to as the “One Programme Steering Committee”) to facilitate the effective and efficient collaboration between the Participating UN Organizations and the host Government for the implementation of the One Programme.

WHEREAS, the Participating UN Organizations that have signed the Memorandum of Understanding have agreed that they should adopt a coordinated approach to collaboration with donors who wish to support the implementation of the Fund and have developed a TOR to use as the basis for mobilising resources for the Fund, and have further agreed that they should offer donors the opportunity to contribute to the Fund and receive reports on the Fund through a single channel.

WHEREAS, Addendum no.1 and no.2 signed on 18 April 2016 and 15 August 2017, extended the Fund until a new Fund, aligned with the 2017 UNDAF, is established/extended, and Addendum no.2 replaced all UNDG 2008 Standard MOU clauses with the new UNDG 2015 Standard MOU clauses.

WHEREAS, Addendum no.3 signed on 16 February 2018, extended the Fund until 31 December 2018.

WHEREAS, Addendum no.4 signed on 23 January 2019, extended the Fund until 31 December 2019.

Now Thereof, the One Programme Steering Committee, in its minutes signed on 15 March 2020, revised the Terms of Reference to include COVID-19 response Window and decided to extend the One Programme until **31 December 2021**.

This addendum also adds the clause on Sexual Exploitation, Abuse and Harassment (Annex I)

All other terms and conditions of the Memorandum of Understanding remain unchanged. This Addendum will enter into effect on the date of signature by the Participating UN Organizations

Annex I

Sexual Exploitation and/or Sexual Abuse, and/or Sexual Harassment

1. The Participants have zero tolerance for and are firmly committed to take all necessary measures to prevent and address instances of sexual exploitation and sexual abuse in programming activities, and sexual harassment. The Administrative Agent and the Participating UN Organizations recognize that it is important that all United Nations staff, individual contractors, implementing partners, vendors and any third parties which are involved either in joint activities or in those of the Administrative Agent or Participating UN Organization (such individuals and entities being hereinafter referred to, together as the “Individuals/Entities”, and individually as the “Individual/Entity”) will adhere to the highest standards of integrity and conduct as defined by each relevant UN organization. The Individuals/Entities will not engage in Sexual Exploitation, Sexual Abuse and Sexual Harassment, as defined below.

2. **Definitions:**

(a) “Sexual Exploitation” means any actual or attempted abuse of a position of vulnerability, differential power, or trust, for sexual purposes, including but not limited to, profiting monetarily, socially or politically from the sexual exploitation of another;

(b) “Sexual Abuse” means the actual or threatened physical intrusion of a sexual nature, whether by force or under unequal or coercive conditions; and

(c) “Sexual Harassment” means any unwelcome conduct of a sexual nature, that might reasonably be expected or be perceived to cause offense or humiliation, when such conduct interferes with work, is made a condition of employment or creates an intimidating, hostile or offensive work environment. Sexual harassment may occur in the workplace or in connection with work. While typically involving a pattern of conduct, sexual harassment may take the form of a single incident. In assessing the reasonableness of expectations or perceptions, the perspective of the person who is the target of the conduct shall be considered.

3. **Investigation and reporting:**

(a) **Investigation:**

(i) Investigations of allegations of Sexual Exploitation and/or Sexual Abuse arising in programmatic activities funded by the Fund, will, where appropriate, be carried out by the Investigation Service of the relevant Participating UN Organization in accordance with its rules, regulations, policies and procedures. Where the implementing partner of that funded activity and its responsible parties, sub-recipients and other entities engaged to provide services in relation to programmatic activities are UN Organizations, investigations of such allegations will be carried out by the Investigation Service of the relevant UN Organization

in accordance with their rules, regulations, policies and procedures. In cases where the relevant Participating UN Organization is not conducting the investigation itself, the relevant Participating UN Organization will require that the implementing partner of that funded activity and its responsible parties, sub-recipients and other entities engaged to provide services in relation to programmatic activities, investigate allegations of Sexual Exploitation and Sexual Abuse credible enough to warrant an investigation.

(ii) Where a potential subject of an investigation is contracted by more than one UN Organization involved in the Fund, the Investigation Services of the UN Organizations concerned (Administrative Agent or Participating UN Organization) may consider conducting joint or coordinated investigations, determining which investigation framework to use.

(iii) Investigations of allegations of Sexual Harassment by UN staff and personnel involved in the Fund and contracted by the Administrative Agent and/or each Participating UN Organisation will be carried out by the Investigation Service of the relevant UN Organization in accordance with its rules, regulations, policies and procedures.

(b) Reporting on allegations investigated by PUNOs and their implementing partners

(i) The Steering Committee, the Administrative Agent of the Fund and the Donors will be promptly notified of allegations of Sexual Exploitation and/or Sexual Abuse received/under investigation by the Participating UN Organization, as well as of any allegations credible enough to warrant an investigation received from the Participating UN Organization's implementing partners, through the Secretary-General's reporting mechanism on Sexual Exploitation and Sexual Abuse (the "Report")¹, without prejudice to the status of the Participating UN Organisation.

(ii) The Participating UN Organizations that do not participate in the Report will promptly notify the Steering Committee, the Administrative Agent of the Fund and the Donors of allegations of Sexual Exploitation and/or Sexual Abuse received/under investigation by any such Participating UN Organization through their normal method of reporting of such matters to their relevant governing bodies.

(c) Reporting on credible allegations and measures taken following an investigation:

(i) The Steering Committee, the Administrative Agent of the Fund and the Donors will be promptly notified of credible allegations of Sexual Exploitation and/or Sexual Abuse investigated by the Participating UN Organization, as well as of any credible allegations that have been investigated by and received from the Participating UN Organization's implementing partners, through the Report.

(ii) In those cases where the respective Participating UN Organization determined that a case would have significant impact on a Participating UN Organisation's partnership with

¹ The level of detail of information included in the Report at different stages of the investigation process can be seen at <https://www.un.org/preventing-sexual-exploitation-and-abuse/content/data-allegations-un-system-wide>. Information is published both in real time and through monthly reports.

the Fund and/or with the Donor(s), the Participating UN Organization(s) will promptly provide information containing the level of detail as found in the Report, on the results of their investigation(s) or the investigations conducted by its implementing partners that they are aware of, with respect to the cases in the Report relating to the activities funded by the Fund, which resulted in a finding of Sexual Exploitation and/or Sexual Abuse, to the Administrative Agent and the Steering Committee Chair. Following such receipt of information on the results of the investigation(s), it is the responsibility of the Administrative Agent to communicate promptly with the relevant integrity / investigation offices (or equivalent) of the Donor.

(iii) Following a determination of a credible allegation of Sexual Exploitation and/or Sexual Abuse, each Participating UN Organization will determine what contractual, disciplinary and/or administrative measures, including referral to national authorities, may be taken as a result of an investigation, according to its internal regulations, rules, policies and procedures on disciplinary and/or administrative measures, as appropriate. The Participating UN Organization(s) concerned will share information on measures taken as a result of the credible allegation of Sexual Exploitation and/or Sexual Abuse in its programmatic activities financed by the Fund with the Administrative Agent and the Steering Committee through the Report.

(iv) With respect to credible allegations of Sexual Harassment (regarding Participating UN Organization's internal activities) the relevant Participating UN Organization will share information on measures taken with the Administrative Agent, the Steering Committee and the Donors of the Fund through their regular reporting to their relevant governing bodies. The Administrative Agent will share information on measures taken as a result of its own investigation which resulted in a finding of credible allegation of Sexual Harassment regarding its internal activities, with the Steering Committee and the Donors of the Fund through its regular reporting to its relevant governing body.

4. Any information provided by Participating UN Organizations in accordance with the foregoing paragraphs, will be shared in accordance with their respective regulations, rules, policies and procedures and without prejudice to the safety, security, privacy and due process rights of concerned individuals.

IN WITNESS WHEREOF, the undersigned, duly authorized representatives of the respective Participants, have signed this Addendum to the Memorandum of Understanding in the English in five copies.

For the Administrative Agent:

Signature: Jennifer Topping
Name: Jennifer Topping
Title: Executive Coordinator, MPTF Office
Place: New York, USA
Date: 13-Oct-2020

For the UNWOMEN:

Signature: [Signature]
Name: Marie Laetitia KAYISIRE
Title: Country Representative
Place: Maputo
Date: 22 September 2020

For the UNHCR:

Signature: [Signature]
Name: S.A Chakwera
Place: Maputo
Date: 29/09/2020



For the IFAD:

Signature: [Signature]
Name: C.E. MUCATELE
Place: Maputo
Date: 29.09.20



For the UNAIDS:

Signature: [Signature]
Name: EVA KIWANJO
Place: MAPUTO
Date: 1-10-2020



For the UNIDO:

Signature: [Signature]
Name: Jamila Cassimile
Place: MAPUTO
Date: 01.10.2020



For the UNICEF:

Signature: [Signature]
Name: MARIA WISA FORNARI
Place: MAPUTO
Date: 29/9/2020



For the UNDP:

Signature: [Signature]
Name: MARJOLE SAIDANE
Place: MAPUTO
Date: 2/10/20

Date:

For the FAO:

Signature: [Signature]
Name: Hermeni F. Coelho Silva
Place: Maputo
Date: 29/09/20

For the WFP:

Signature: [Signature]
Name: Antonelle D'Apile
Place: Maputo
Date: 29/09/2020

For the ILO:

Signature: [Signature]
Name: IGOR PALICE FOR GEORGE OLIVEIRA
Place: MAPUTO
Date: 12/10/2020

For the UNFPA:

Signature: [Signature]
Name: André M. Nogueira
Place: Maputo
Date: 21.10.2020

For the WHO:

Signature: [Signature]
Name: TOMAS VAZ
Place: Maputo, Mozambique
Date: 01/10/2020



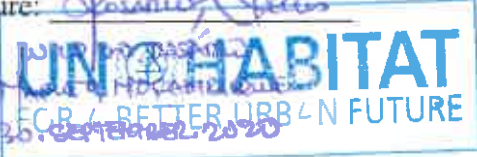
For the UNESCO:

Signature: [Signature]
Name: Paul Gonis
Place: Maputo, Mozambique
Date: 28.09.2020



For the UNHABITAT:

Signature: [Signature]
Name: UN HABITAT
Place: FCR - BETTER URBAN FUTURE
Date: 20. SEPTEMBER 2020



For the IOM:

Signature: [Signature]
Name: Laura Tomm Bonde
Place: Chief of Mission
Date: Oct 1/2020



For the UN Resident Coordinator:

Signature: [Signature]
Name: [Signature]
Place: [Signature]
Date: [Signature]

