AGREEMENT

between

THE MINISTRY OF CROATIAN DEFENDERS, ADMINISTRATION ON DETAINEEs AND MISSING PERSONS OF THE REPUBLIC OF CROATIA

and

THE INTERNATIONAL COMMISSION ON MISSING PERSONS

ON THE ESTABLISHMENT AND MAINTENANCE OF THE “DATABASE OF ACTIVE MISSING PERSONS CASES FROM THE ARMED CONFLICTS IN THE FORMER YUGOSLAVIA”

The Ministry of Croatian Defenders/Administration on Detainees and Missing Persons of the Republic of Croatia (hereinafter: the “UZN”) and the International Commission on Missing Persons (hereinafter: the “ICMP”) agree as follows:

I

ICMP will hold missing persons data in the Database of Active Missing Persons Cases from the Armed Conflicts in the Former Yugoslavia” (hereinafter: “Database of Active Cases”) as provided to ICMP by the UZN.

II

The Database of active cases shall contain information about persons still considered missing based on the official records of the UZN.

III

The Database of active cases shall contain, at the minimum, the following information on missing persons:

a. first name;
b. father's name;
c. last name;
d. date of birth;
e. place of birth;
f. reported date of disappearance;
g. reported place of disappearance;
h. municipality of disappearance;
i. identification (if any, date);
j. country in which the disappearance was registered.
IV

ICMP ensures that data relative to active missing persons cases, as provided to ICMP by the UZN, is accessible and searchable by the competent authorities of the Republic of Croatia as well as by the competent authorities of Bosnia and Herzegovina, Kosovo, Montenegro and Serbia on the basis of those authorities reciprocally providing their data relative to active missing persons cases for inclusion in the active missing persons cases database.

V

The Database of active cases will be made available as an online application hosted on ICMP's server.

The UZN will have full access to the database of active cases through a browser interface.

VI

The application will employ the most rigorous of database security standards, including the management of party access privileges and advanced mechanisms for the authentication of authorized users.

VII

Access to the Database of active cases shall be granted to persons appointed by the UZN. Access shall be given via individual access codes.

Access codes will be changed every three months.

VIII

ICMP will provide ongoing technical and administrative support for the maintenance of the Database of active cases.

Technical support includes the creation and the deployment of dedicated database applications, hosting the database on a central server, and assisting with data input and analysis processes.

IX

The data supplied for the creation and maintenance of the Database of active cases shall be maintained in line with ICMP policies on data processing and protection.

X

ICMP's status as an international organisation with the seat in The Hague, provides diplomatic privileges and immunities to protect personal data in ICMP's possession against seizures and
subpoenas or other forms of legal process.

XI

This Agreement enters into force on the date of signature by both parties.

This Agreement shall not be construed to constitute any waiver, whether express or implied, of privileges and immunities that apply to ICMP, its respective offices, accounts, assets, officials, experts and staff.

This Agreement is drawn up in the English and Croatian languages, each of these texts being equally authentic. In case of divergence the English text shall prevail.

For the Ministry of Croatian Defenders Administration on Detainees and Missing Persons

[Signature]
Stjepan Sucić
Assistant Minister

At Sarajevo

For the International Commission on Missing Persons

[Signature]
Matthew Holliday
Head of Western Balkans Programme

On 31-01-17
At Sarajevo