

EUROPEAN COMMUNITIES

The European Community,  
international organizations  
and multilateral agreements

*3rd revised edition (January 1983)*

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NOTE FOR THE READER

Wherever possible, the original text of the documents referred to has been used. In some cases, it has been necessary to shorten these texts, or to make an unofficial translation.

## INTRODUCTION

The purpose of the following compilation (1) is to give an overall view of the relations which have been established between the European Community (2) and world and regional intergovernmental organisations, and of the way in which the Community participates in the negotiation, conclusion or administration of multilateral agreements.

The compilation attempts to set out in a clear and concise form the Community's numerous multilateral relations. The Community by its very nature, because of the powers which have been surrendered to it by the Member States, has a wide, important and ever-increasing international role to play. The Community is in fact a unique legal creation; it is sui generis because although it is an intergovernmental organisation in the traditional sense, it also constitutes a separate legal entity, exercising all the rights of a nation state within the spheres of its competence. This 'unique' character can give rise to problems of recognition, since the traditional subjects of international law have always been, and largely still are, nation states.

The Community's role in multilateral relations is not only wide, but has also undergone a certain evolution. New policies such as that relating to the environment, have involved it in new fields. Similarly, a larger place has increasingly been made for the Community by other international organisations such as the U.N. system, since in the exercise of its competence it has come to play a larger role, e.g., by becoming a contracting party to U.N. Conventions.

The compilation will be more easily understood if some explanation is given of the legal bases of the Community's multilateral relations and the rules governing its participation in the work of international organisations and agreements drawn up within the framework of such organisations.

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(1) See Table of Contents

(2) The term "European Communities" is used here to cover the three European Communities : European Coal and Steel Community (ECSC); European Economic Community (EEC); European Atomic Energy Community (EAEC)

## I. Legal bases of the Community's multilateral relations

1. The Community has legal personality by virtue of Article 210 of the EEC Treaty. According to the Court of Justice, this provision means that "in its external relations the Community enjoys the capacity to establish contractual links with third countries over the whole field of objectives defined in Part One of the Treaty" (1).

In order to attain these objectives, (e.g., establishment of a customs union involving the abolition of all restriction on trade between Member States and the adoption of a customs tariff, the implementation of common policies in certain key sectors such as external trade, agriculture, transport, the harmonisation of the legislation of Member States, etc.), certain powers were transferred to the Community by the Member States and this transfer can also apply with regard to the Community's external relations and in particular to its relations with international organisations.

Furthermore, the Court of Justice (2) considers that the Community's competence to enter into international commitments may result not only from powers explicitly conferred by the Treaty, but may also derive implicitly from the Treaty's provisions. In particular "whenever Community law has created for the institutions of the Community powers within its internal system for the purpose of attaining a specific objective, the Community has authority to enter into the international commitments necessary for the attainment of that objective, even in the absence of an express provision in that connection", (e.g., the Community has become a contracting party to several international conventions for the protection of the environment).

2. Article 113 of the EEC Treaty is concerned with the Common Commercial Policy. Under this Article, the Community has exclusive external jurisdiction over commercial policy, that is, all public measures designed to regulate external trade relations. Agreements with third countries in this sphere are negotiated by the Commission on the basis of directives issued by the Council on a proposal from the Commission. They are concluded by the Council on behalf of the Community in the light of the results of the negotiations conducted by the Commission.

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(1) Judgment of 31st March 1971 in Case 22/70 (A.E.T.R.)

(2) Opinion 1/76 of 26th April 1977.

Under Article 238 of the EEC Treaty the Community may also conclude association agreements with third countries or international organisations, the scope of which is not limited to the sphere of commercial policy, but can involve reciprocal rights and obligations in all fields where the Member States have transferred powers to the Community.

Article 235 of the EEC Treaty empowers the Community's institutions (the Council acting unanimously on a proposal for the Commission after consulting the Parliament) to take the appropriate measures where action is not specifically provided for by the Treaty but nevertheless proves necessary in order to attain one of the objectives of the Community. The Court of Justice considers that this Article also applies to the sphere of external relations.

3. With regard to the procedure to be followed for the conclusion of international agreements by the Community, pursuant to EEC Treaty Articles 113, 238 and 235 considered above or in application of rulings of the Court of Justice, Article 228 states that such agreements shall be negotiated by the Commission and concluded by the Council. When such an agreement has been concluded, the legal position of the Community is identical to that of any state party to the said agreement, i.e., the Community participates in its own rights, and assumes all the rights and duties of a contracting party.
4. Where the matters dealt with by an international organisation of an economic character are not strictly within the jurisdiction of the Community but are nevertheless "of particular interest to the common market", Article 116 stipulates that the Member States shall proceed only by common action. The implementation of such common action is defined by the Council on a proposal from the Commission and this procedure confers a special role on the Community's institutions, even for questions remaining within the jurisdiction of the Member States.
5. Among the provisions concerning external relations, mention should also be made of Article 229 of the EEC Treaty, which makes the Commission responsible, on behalf of the Community, for relations with international organisations and confers upon it specific powers to that end. The scope of Articles 230 and 231 of the EEC Treaty, concerning cooperation with the Council of Europe and the OECD respectively, is similar to that of Article 229.

## II. Community participation in international organisations and agreements

1. In order to be able to exercise its right of initiative vis-à-vis the Council correctly, the Commission (acting on behalf of the Community) must obviously maintain relations pursuant to Article 229 of the EEC Treaty with the numerous international organisations whose activities may be of interest to the Community. In practice it is often found useful to place these relations on a formal basis by establishing working arrangements with the organisations in question.

The summary table shows that these arrangements - of which there are many - generally take the form of exchanges of letters providing for consultations the exchange of documents and information or procedures for participation in meetings. Cooperation with certain organisations, such as UNESCO, is fairly structured (joint working parties). Where the arrangements lay down procedures for participation in meetings, it is usual for the Commission to participate as an observer.

2. The Community enjoys permanent observer status in many international organisations or their organs, such as the United Nations General Assembly, Economic and Social Council and certain economic and regional commissions. In addition, it is often accorded observer status at international conferences (Conference on the Law of the Sea). In general, observer status enables the Community to participate in the work without having the right to vote. With certain organisations (United Nations Economic Commission for Europe) the concept of "observer" is replaced by that of participant in an advisory capacity. The status is, in effect, the same.

The summary table lists the international organisations in which the Community has observer status or its equivalent, and indicates in each case the principal attributes of that status (1).

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(1) For the sake of simplification, the term "observer" has been used both in those cases where this term is actually employed, and in those instances where the status granted in practice corresponds to "observer status" although this is not explicitly stated.

The Community often shares observer status with intergovernmental organisations of the traditional type and is therefore in practice placed on the same footing as those organisations, at least for the present. The Community should be given a status higher than that of observer when the international organisation in question is discussing matters falling within the jurisdiction of the Community, but in practice an approach along those lines often runs into difficulties (1). The basic problem is that traditional international law can accommodate only nation states, or groupings of nation states. Therefore, there has been some resistance to the implied change which is necessary in order for the traditional doctrine to accommodate the new legal entity constituted by the Community. In some cases, however, e.g., with the North Atlantic Fisheries Organisation and GATT, the Community's exclusive competence has been fully accepted on the international level.

3. Community representation in intergovernmental organisations, within the framework of the status which the latter have accorded to it, reflects practices that have been progressively worked out. Since many of the organisations whose activities are of interest to the Community also deal with matters falling within the jurisdiction of Member States, not only are the Member States represented by national delegations, but a formula for Community representation known as "dual representation" is often applied. This is a system whereby the Community is represented by both the Commission and the Member State holding the presidency of the Council at the time, with the Commission representative normally acting as the Community spokesman on matters falling within Community jurisdiction. This form of Community representation has been adopted for the United Nations General Assembly, the Economic and Social Council and UNCTAD inter alia.

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(1) As regards relations between the Community and the OECD, however, it should be noted that although the Community is not a member of that organisation, its status there is higher than that of an observer. Supplementary Protocol No 1 to the Convention on the OECD stipulates that the Commission shall take part as of right in the work of the Organisation and that representation of the Communities shall be determined with the institutional provisions of the Treaties.

The dual representation formula, which often meets practical requirements but lacks legal precision, is by no means a rule. Other formulae, corresponding more closely to the provisions of the EEC Treaty (1), have been worked out over the years, particularly for negotiations on commodity agreements. Thus a single delegation comprising representatives of the Commission and the Member States, with the Commission acting as spokesman, represented the Community in the negotiations for the 1971 International Wheat Agreement, the 1973 International Sugar Agreement and the 1975 International Cocoa Agreement, and participated in the work of the Conference on International Economic Cooperation (CIEC).

This difference in the forms of Community representation reflects stages in the evolution of Community competence and its recognition in international fora.

4. Where the content of an international agreement falls wholly (exclusive jurisdiction) or partly (jurisdiction shared by the Community and the Member States, known as mixed agreements), within the Community's competence, the Community as such must participate in the negotiation of the agreement and ensure that an appropriate clause is inserted to enable it to become a contracting party (2).

Where the Community is a contracting party to an agreement, it also participates, where appropriate, in the bodies administering the agreement. In certain cases (Wheat Agreement, Paris Convention on the prevention of marine pollution from land-based sources), the Community as such has a specific number of votes. In other cases (Coffee, Cocoa and Tin Agreements) it has at its disposal the combined votes of the Member States for matters falling within its jurisdiction. The Community assumes all the other rights and duties, within the sphere of its competence, incumbent upon it under the Agreement, including, in some cases, a financial contribution or a contribution in kind (e.g., food aid). In such cases the Community participation has the same legal character and the same weight as that of a nation state.

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(1) In particular Article 228 of the EEC Treaty.

(2) The accession clause can be general (accession open, for example, to "economic or customs unions", "regional economic integration organisations" or "intergovernmental organisations" having responsibilities as regards the negotiation, conclusion and implementation of international agreements), or else it can be specific (reference to the possibility of accession by the Community or the possibility of accession being open to the Community in the same way as to governments). It may take the general form of assimilating certain kinds of intergovernmental organisations to states (e.g., Law of the Sea Convention). The clause is in general an integral part of the agreement or is embodied in an additional protocol.

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>I. <u>UNITED NATIONS SYSTEM</u></p> <p>A. <u>United Nations organization ( U N O )</u></p> <p>1. <u>Principal organs</u></p> <p>GENERAL ASSEMBLY</p>	<p>■ Observer status - Resolution 3208 (XXIX) of the General Assembly, adopted 11 October 1974</p> <p>- participation, without the right to vote, in the work of the Assembly and its Committees</p>	
<p>ECONOMIC AND SOCIAL COUNCIL ( E C O S O C )</p>	<p>■ Observer status - Resolution 1267 (XLIII) of ECOSOC, 3 August 1967, reinforced by decision of 20 May 1971 (further defined by art. 79 of the Rules of Procedure adopted by ECOSOC Resolution 1949 (LVIII), 8 May 1975)</p> <p>- participation, without the right to vote, in sessions and at meetings of common interest</p>	
<p>- SECRETARIAT</p>		<p>■ Exchange of documentation and consultations, based on the exchange of letters of 28 November and 9 December 1958 between the United Nations secretariat and the Commission</p>



	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>2. <u>Subsidiary organs</u></p> <p>a) <u>Regional commissions</u></p> <p>ECONOMIC COMMISSION FOR EUROPE ( E C E )</p> <p>- secretariat</p>	<p>■ Consultative status (equivalent to observer status), decision L (XXX) of the ECE, 15 April 1975, based on paragraph 12 of the ECE's mandate</p> <p>- participation, without the right to vote, in sessions and at committees meetings and working groups</p>	<p>■ Exchange of documentation, joint examination of proposed plans and programmes, consultations, based on the exchange of letters of 30 September and 7 October 1958 between the ECE secretariat and the Commission</p>
<p>ECONOMIC AND SOCIAL COMMISSION FOR ASIA AND THE PACIFIC ( E S C A P )</p> <p>- secretariat</p>	<p>■ Consultative Status equivalent to observer Status) based on para. 10 of ESCAP's mandate</p> <p>- participation, without the right to vote, in plenary sessions</p> <p>• participation, without the right to vote, in the Mekong Committee</p>	<p>■ Exchange of documentation, joint examination of proposed plans and programmes, consultations, based on the exchange of letters of 24 January and 27 February 1959 between the ECAFE secretariat and the Commission</p>
<p>ECONOMIC COMMISSION FOR LATIN AMERICA ( E C L A )</p> <p>- secretariat</p>	<p>■ Observer status - decision of ECLA, 1958 based on paragraph 7 of the ECLA's mandate</p> <p>- participation, without the right to vote, in plenary sessions</p>	<p>■ Exchange of information and documentation, consultations between the ECLA secretariat and the Commission since 1958</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
ECONOMIC COMMISSION FOR AFRICA ( E C A )	<ul style="list-style-type: none"> <li>■ Observer status based on paragraph 11 of the ECA'S mandate</li> <li>- participation, without the right to vote, in plenary sessions</li> </ul>	
ECONOMIC COMMISSION FOR WESTERN ASIA ( E C W A )	<ul style="list-style-type: none"> <li>■ Observer status - based on based on paragraph 7 of the ECOSOC Resolution 1818 (LV) adopted 9 August 1973, and Article 66 of the Rules of Procedure of the ECWA</li> <li>- participation, without the right to vote, in annual sessions</li> </ul>	<ul style="list-style-type: none"> <li>■ Reciprocal consultations on particular questions of common interest</li> </ul>
<p>b) <u>Technical organs</u></p> <p>UNITED NATIONS CONFERENCE ON TRADE AND DEVELOPMENT ( U N C T A D )</p> <p>- secretariat</p>	<ul style="list-style-type: none"> <li>■ Observer status based on Resolution 1995 (XIX) of the General Assembly, adopted 30 December 1964</li> <li>- participation, without the right to vote, in sessions of the Conference, the Trade and Development Board, the subsidiary organs and working groups</li> </ul>	<ul style="list-style-type: none"> <li>■ Exchange of documentation, consultations between the UNCTAD secretariat and the Commission</li> </ul>
<p>UNITED NATIONS DEVELOPMENT PROGRAMME ( U N D P )</p> <p>- secretariat</p>	<ul style="list-style-type: none"> <li>■ Observer status based on article 36 of the Rules of Procedure of the Governing Council of UNDP</li> <li>- participation, without the right to vote, in sessions of the Governing Council</li> </ul>	<ul style="list-style-type: none"> <li>■ Exchange of documentation between the UNDP secretariat and the Commission</li> </ul>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION ( U N I D O )</p> <p>- secretariat</p>	<p>J Consultative Status (equivalent to observer status based on para 35 of Resolution 2152 (XXI) of the General Assembly adopted 17 November 1966, and article 75 of the Rules of Procedure of the Industrial Development Board</p> <p>- participation, without the right to vote, in sessions of the Board and meetings of common interest</p>	<p>■ Exchange of documentation and information, exchange of views on questions of common interest, cooperation on industrial studies, technical assistance, industrial training, etc .... based on the exchange of letters of 25 November 1976 between UNIDO secretariat and the Commission</p>
<p>UNITED NATIONS ENVIRONMENT PROGRAMME ( U N E P )</p> <p>- secretariat</p>	<p>■ Observer status based on paragraph 5 (Section IV) of Resolution 2997 (XXVII) of the General Assembly adopted 15 December 1972 and article 68 of the Rules of Procedure of UNEP</p> <p>- participation, without the right to vote, in sessions of the Governing Council and in Conferences and working groups</p>	<p>■ Exchange of documentation and information between the UNEP and the Commission since 1972</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW ( U N C I T R A L )</p> <p>- secretariat</p>	<p>■ Observer status based on paragraph 12 of Resolution 2205 (XXI) of the General Assembly, adopted 17 December 1966</p> <p>- participation, without the right to vote, in ordinary sessions and specialized groups</p>	<p>■ Exchange of documentation and information between UNCITRAL secretariat and the Commission</p>
<p>UN/FAO INTERGOVERNMENTAL COMMITTEE ON THE WORLD FOOD PROGRAMME ( W F P )</p> <p>- secretariat</p>	<p>■ Observer status based on paragraph 12 of the annex to Resolution 1714 (XVI) of the General Assembly, adopted 19 December 1961</p> <p>- participation, without the right to vote, in the inter-governmental Committee sessions</p>	<p>■ Exchange of documentation and information between WFP secretariat and the Commission</p>
<p>WORLD FOOD COUNCIL ( W F C )</p> <p>- secretariat</p>	<p>■ Observer status based on Article 60 of the Rules of Procedure, adopted in 1976</p> <p>- participation, without the right to vote, in meetings of the Council and in discussions on all questions of common interest</p>	<p>■ Exchange of documentation between the WFC secretariat and the Commission</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>UNITED NATIONS RELIEF AND WORKS AGENCY FOR PALESTINE REFUGEES ( U N R W A )</p> <p>- secretariat</p>	<p>■ Cooperation based on Resolution 302 IV of the General Assembly adopted 8 December 1949</p> <ul style="list-style-type: none"> <li>. allocations of food aid since 1970</li> <li>. cash contributions</li> </ul>	<p>■ Exchange of documentation between the UNRWA secretariat and the Commission</p>
<p>UNITED NATIONS CHILDREN'S FUND ( U N I C E F )</p> <p>- secretariat</p>	<p>■ Observer Status based on article 67 of the rules of procedure of the Government Council of UNICEF</p> <ul style="list-style-type: none"> <li>- Annual food aid agreements</li> </ul>	<p>■ Exchange of documentation between the UNICEF secretariat and the Commission</p>
<p>OFFICE OF THE UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES ( U N H C R )</p> <p>- secretariat</p>	<p>■ Observer status by decision of the Executive Committee (4th session, October 1960, Geneva)</p> <ul style="list-style-type: none"> <li>- participation, without the right to vote, in meetings of the Executive Committee and public sessions</li> <li>- allocations of food aid</li> <li>- cash contributions</li> </ul>	<p>■ Exchange of documentation and consultations, based on the exchange of letters of 27 April and 7 May 1960, between the High Commissioner secretariat and the Commission</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p><u>B. Specialized agencies</u></p> <p>INTERNATIONAL LABOUR ORGANIZATION ( I L O )</p> <p>- secretariat</p>	<p>■ Observer status based on article 12 of the Constitution of the ILO</p> <p>- participation, without the right to vote, in sessions of the Conference and the Governing Body and ILO Conferences and meetings</p> <p>- high level periodical meetings</p>	<p>■ Exchange of documentation, consultations, establishment of joint working committees based on ECSC-ILO agreement (OJ No 11, 14.8.1953), EEC-ILO agreement (OJ No 27, 27.4.1959), EAEC-ILO agreement (OJ No 18, 9.3.1961)</p> <p>■ Establishment of a standing Liaison committee based on the exchange of letters of 5 October and 2 November 1961 between ILO secretariat and the Commission</p>
<p>FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS ( F A O )</p> <p>- secretariat</p>	<p>■ At the invitation of the Secretariat</p> <p>- Participation, without the right to vote, in sessions and committees meetings</p>	<p>■ Exchange of documentation, consultations, establishment of joint working committees, exchange of experts, based on the exchange of letters of 25 October and 11 December 1961 between FAO secretariat and the Commission</p>
<p>INTERNATIONAL FUND FOR AGRICULTURAL DEVELOPMENT ( I F A D )</p> <p>- secretariat</p>	<p>■ Observer status based on article 3 (b) of the agreement of 13 June 1976 establishing IFAD</p> <p>- participation, without the right to vote, in meetings of the Preparatory Commission</p>	<p>■ Exchange of documentation between the IFAD secretariat and the Commission</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>UNITED NATIONS EDUCATIONAL AND CULTURAL ORGANIZATION ( U N E S C O )</p> <p>- secretariat</p>	<p>Observer status based on Article XI of the Convention establishing UNESCO</p> <p>- participation, without the right to vote, in General Conferences (science policy and education) meetings of Government experts, working groups and Sub-groups</p>	<p>Exchange of documentation and information, establishment of joint working groups, based on the exchange of letters of 2 and 15 September 1964 and 12 December 1972 and 14 February 1973 between the UNESCO secretariat and the Commission</p>
<p>WORLD HEALTH ORGANIZATION ( W H O )</p>	<p>Exchange of letters between the European Communities and the World Health Organization (WHO) of 26.4.1982</p> <p>- participation as an observer in sessions of the Plenary Assembly of the Executive Committee, of the Regional Committee for Europe and in the work of their commissions</p>	<p>Two-way exchange of information and documentation</p> <p>- technical assistance for the study of matters of common interest</p>
<p>CODEX ALIMENTARIUS (Joint WHO - FAO Programme)</p> <p>- secretariat</p>	<p>At the invitation of the Secretariat</p> <p>- participation, without the right to vote, in meetings of common interest</p>	<p>Exchange of documentation between the secretariat and the Commission since 1961</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>INTER-GOVERNMENTAL MARITIME CONSULTATIVE ORGANIZATION ( I M C O )</p> <p>- secretariat</p>	<p>■ As observer, at the invitation of the Secretariat according to 1974 agreement based on article 47 of the Convention of IMCO</p> <p>- participation, without the right to vote, in sessions of the Assembly and the Council, and in the work of the Committees and Sub-Committees</p>	<p>■ Exchange of documentation and information, cooperation and consultations on matters of common interest based on the exchange of letters of 11 February and 28 June 1974 between the IMCO secretariat and the Commission</p>
<p>WORLD INTELLECTUAL PROPERTY ORGANIZATION ( W I P O )</p> <p>- secretariat</p>	<p>■ At the invitation of the Secretariat according to 1977 Agreement based on article 13 of Stockholm Convention of 14 July 1967</p> <p>- participation, without the right to vote, in meetings of common interest</p>	<p>■ Exchange of documentation and information based on the exchange of letters between the WIPO Secretariat and the Commission of 14.7. and 15.7.1977</p>
<p>INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT ( I B R D )</p> <p>- secretariat</p>	<p>■ Participation, without the right to vote, in sessions based on the Statute of the Bank (section 8. a)</p>	<p>■ Exchange of documentation since 1964 between the IBRD secretariat and the Commission</p>
<p>INTERNATIONAL MONETARY FUND ( I M F )</p> <p>- secretariat</p>	<p>■ Participation, without the right to vote, in sessions based on Article X of the Agreement establishing the IMF</p>	<p>■ Exchange of documentation since 1958 - cooperation on matters of common interest based on the exchange of letters of 20 January and 20 March 1972 between the IMF secretariat and the Commission</p>



	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p data-bbox="142 251 397 312"><u>C. Autonomous Agencies related to the United Nations System</u></p> <p data-bbox="174 338 385 399">INTERNATIONAL ATOMIC ENERGY AGENCY ( I A E A )</p> <p data-bbox="150 503 288 520">- secretariat</p>	<p data-bbox="451 338 740 399">■ Observer status based on Article XVI (A) of the Statute of the IAEA</p> <p data-bbox="475 425 752 512">- participation, without the right to vote, in sessions and in scientific meetings</p>	<p data-bbox="776 503 1077 651">■ Exchange of documentation and information, co-operation in all fields of common interest since 1958 between the IAEA secretariat and the Commission</p> <p data-bbox="776 668 1077 841">■ Agreement between Belgium, Denmark, RFA, Ireland, Italy, Luxembourg, Netherlands, CEEA and IAEA in implementation of the Treaty of the Non-Proliferation of Nuclear Weapons</p> <p data-bbox="794 859 1053 876">. signed on 5 April 1973</p> <p data-bbox="794 894 1053 937">. into force 21 February 1977</p> <p data-bbox="776 963 1017 1006">■ Cooperation Agreement EAEC - IAEA</p> <p data-bbox="794 1024 1083 1050">. signed on 1 December 1975</p> <p data-bbox="794 1067 1083 1093">. into force 1 January 1976</p> <p data-bbox="776 1111 1065 1154">■ Agreement on safeguards between UK, EAEC and IAEA</p> <p data-bbox="794 1171 1041 1215">. signed on 6 September 1976</p> <p data-bbox="794 1232 1077 1258">. into force 14 August 1978</p> <p data-bbox="776 1284 1077 1345">■ Agreement on safeguards between France, EAEC and IAEA</p> <p data-bbox="794 1362 1071 1397">. signed on 20 and 27 July 1978</p> <p data-bbox="794 1414 1005 1432">. not yet in force</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>GENERAL AGREEMENT ON TARIFFS AND TRADE ( G A T T )</p> <p>- secretariat</p>	<ul style="list-style-type: none"> <li>■ - Since 1961 the EEC, as a customs union, has implemented the concessions as regards both rights and obligations</li> <li>■ - Participation <ul style="list-style-type: none"> <li>. in sessions of the Contracting Parties, of the Council and in working groups and various Committees as regards matters within the Community's competence</li> <li>. in multilateral trade negotiations initiated under the General Agreement</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>■ Exchange of documentation and consultations since 1958 between the GATT secretariat and the Commission</li> </ul>
<p>D. <u>United Nations Study Groups on Commodities</u></p> <p>LEAD AND ZINC (International Study Group)</p>	<ul style="list-style-type: none"> <li>■ Observer status Declaration by the Study Group at its Plenary Assembly of 18 October 1961</li> <li>- participation, without the right to vote, in sessions</li> </ul>	
<p>RUBBER (International Study Group)</p>	<ul style="list-style-type: none"> <li>■ Observer status Decision of the International Study Group's managing Committee in March 1962</li> <li>- participation, without the right to vote, in sessions</li> </ul>	
<p>WOOL (International Study Group)</p>	<ul style="list-style-type: none"> <li>■ Observer status Decision of the International Study Group in October 1961</li> <li>- participation, without the right to vote, in sessions</li> </ul>	

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>II. <u>REGIONAL INTER-GOVERNMENTAL ORGANIZATIONS</u></p> <p>ORGANIZATION FOR ECONOMIC COOPERATION AND DEVELOPMENT (O E C D)</p> <p>- secretariat</p>	<ul style="list-style-type: none"> <li>■ Participation, without the right to vote, in implementation of the Additional Protocol No 1 to the Convention on the OECD (14 December 1960), in the Council (ministerial level), the DAC as a member, the work of the various Committees, groups and meetings of experts</li> <li>■ Participation in the work of NEA (Nuclear Energy Agency) under Article 21 of the Agency's Statute <ul style="list-style-type: none"> <li>. establishment of a computer programme library at Ispra (JRC)</li> <li>. practical cooperation in all fields relating to nuclear energy in implementation of the formal agreement concluded on 30 June 1964 between the EAEC and the NEA</li> </ul> </li> <li>■ Participation, without the right to vote, in the work of the IEA (International Energy Agency) which was set up in November 1974</li> </ul>	<ul style="list-style-type: none"> <li>■ Exchange of documentation and information between OECD secretariat and the Commission</li> </ul>
<p>COUNCIL OF EUROPE (C E)</p>	<ul style="list-style-type: none"> <li>■ Observer status by the Resolution adopted by the Committee of Ministers at its 8th session (May 1951)</li> <li>- participation, without the right to vote, in the discussions of the Committee of Ministers as regards problems of a general nature, in the joint Assembly, in the work of the Committees of experts, sub-committees and working groups</li> </ul>	

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>COUNCIL OF EUROPE ( continued )</p> <p>- secretariat</p>		<p>■ Exchange of documentation and information, reciprocal consultations based on the exchange of letters of 18 August 1959 between the CE secretariat and the Commission</p>
<p>WESTERN EUROPEAN UNION ( W E U )</p>	<p>■ - participation in the Assembly</p> <p>    involvement in the work of the WEU Council of Ministers as regards economic questions</p>	
<p>CUSTOMS COOPERATION COUNCIL ( C C C )</p> <p>- secretariat</p>	<p>■ Observer status CCC decision No 175 (July 1968) in application of article 3 (H) of the Convention establishing a Customs Cooperation Council</p> <p>■ participation, without the right to vote, in sessions</p>	<p>■ Exchange of documentation and information between the CCC secretariat and the Commission since 1958</p>
<p>INTER-GOVERNMENTAL COMMITTEE FOR EUROPEAN MIGRATION ( I C E M )</p> <p>- secretariat</p>	<p>■ At the invitation of the Secretariat</p> <p>    - participation, without the right to vote, in meetings of the Council and technical group of experts on questions of common interest</p> <p>    - mutual assistance in carrying out certain task of common interest</p>	<p>■ Exchange of documentation and information and reciprocal consultations based on the exchange of letters of 3 and 12 July 1961 between the ICEM secretariat and the Commission</p>

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>CENTRAL OFFICE FOR INTERNATIONAL RAILWAY TRANSPORT ( O C T I )</p> <p>- secretariat</p>	<p>■ At the invitation of the Secretariat</p> <p>- participation as observer, without the right to vote, in sessions and meetings of common interest</p>	<p>■ Exchange of documentation and information, reciprocal consultations based on the exchange of letters of 22 January and 2 March 1959 between the OCTI secretariat and the Commission</p>
<p>EUROPEAN CONFERENCE OF MINISTERS OF TRANSPORT ( E C M T )</p> <p>- secretariat</p>	<p>■ Participation, as observer, without the right to vote, in sessions of the Council of Ministers and the Committee of Deputies based on article 11 (a) of the ECMT protocol and in some subsidiary groups</p>	<p>■ Based on the exchange of letters between the ECMT and the Council of the European Communities of 27 March and 23 June 1975</p> <p>■ Exchange of documentation and information, reciprocal consultation based on the exchange of letter of 8 January and 21 November 1962, and subsequently of 18 February, 7 March and 27 June 1972, between the ECMT Secretariat and the Commission</p>
<p>CENTRAL COMMISSION FOR THE NAVIGATION OF THE RHINE ( C C R )</p> <p>- secretariat</p>	<p>■ Participation, without the right to vote, in plenary sessions, in meetings of common interest based on article 11 - stipulation h) article 44</p>	<p>■ Exchange of documentation and information, based on the exchange of letters of 6 June 1961 between the CCR secretariat and the Commission</p>
<p>NORTH ATLANTIC ASSEMBLY</p>	<p>■ - participation in sessions of the Assembly and in meetings of Committees (economy, science)</p>	

	STATUS OF THE COMMUNITY	OTHER METHODS OF COOPERATION
<p>COMMON AFRO-MALAGASY AND MAURICIAN ORGANIZATION ( O C A M )</p> <p>- secretariat</p>	<p>Participation, without the right to vote, in sessions</p>	<p>Exchange of documentation and information, based on the exchange of letter of 24 November 1961 and 21 January 1962 between the OCAM secretariat and the Commission</p>
<p>ASSOCIATION OF SOUTH-EAST ASIAN NATIONS ( A S E A N )</p> <p>- secretariat</p>	<p>Participation without the right to vote in meetings of the joint study group (two per year)</p>	<p>Exchange of documentation and information, based on the exchange of letters of 7 May 1975 between the ASEAN secretariat and the Commission</p>
<p>ORGANIZATION OF AMERICAN STATES ( O A S )</p> <p>- secretariat</p>	<p>Observer status based on articles 52(d) and 118(h) of the Charter of the OAS</p> <p>- participation in meetings organized by the organs of the OAS</p>	<p>Exchange of documentation and information based on the exchange of letters of 19 December 1970 and 26 February 1971 between the OAS secretariat and the Commission</p>
<p>COUNCIL OF ARAB ECONOMIC UNITY (CAEU)</p>	<p>Cooperation Agreement between the Council of Arab Economic Unity (CAEU) and the European Communities of 7.6.1982</p> <p>- participation as an observer in meetings where there is a common interest</p>	<p>Two-way exchange of information and documentation</p>



UNITED NATIONS GENERAL ASSEMBLY

RESOLUTION ADOPTED BY THE GENERAL ASSEMBLY

3208 (XXIX). Status of the European Economic Community  
in the General Assembly

The General Assembly,

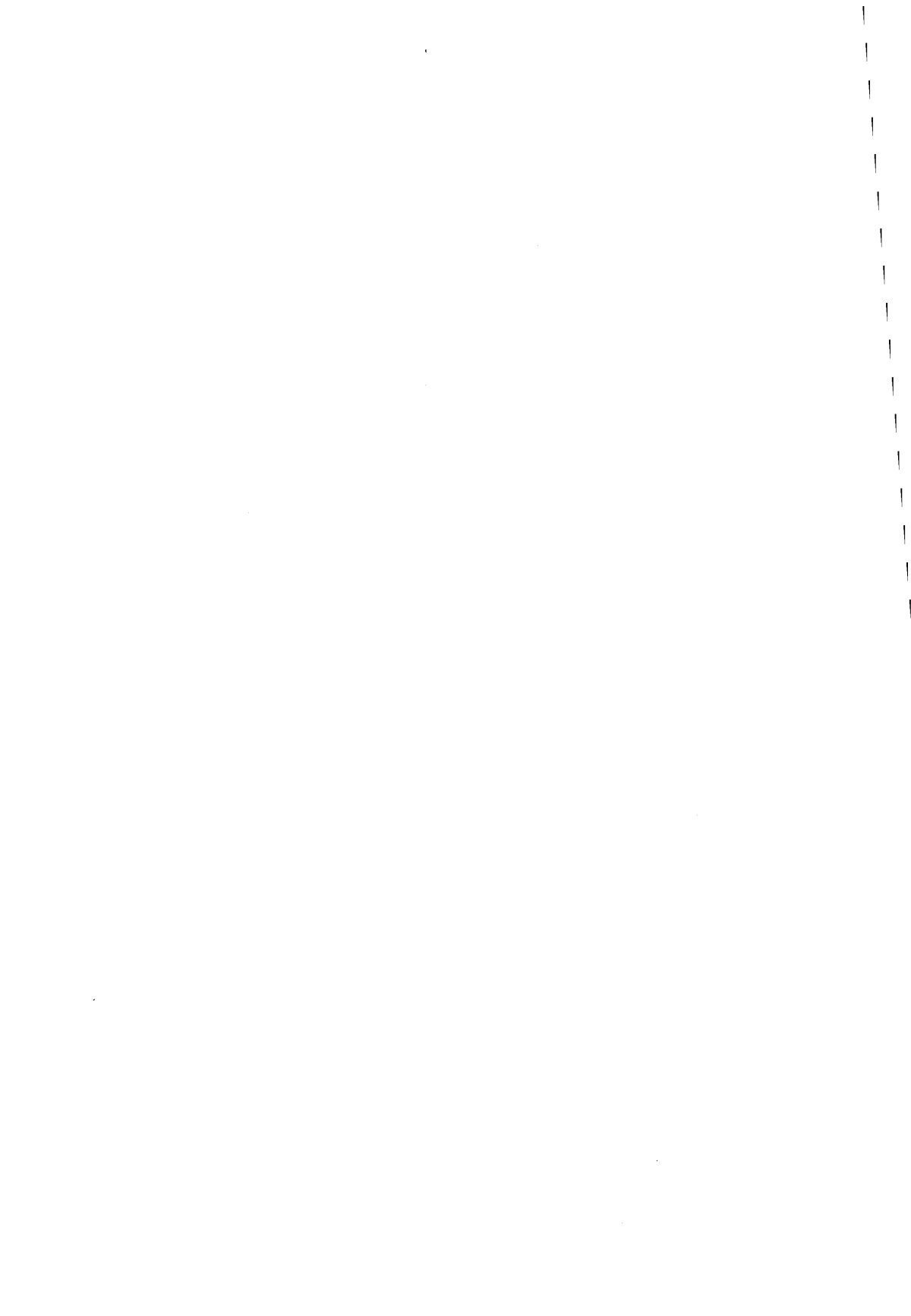
Wishing to promote cooperation between the United Nations and the European Economic Community,

Requests the Secretary-General to invite the European Economic Community to participate in the sessions and work of the General Assembly in the capacity of observer.

226th plenary session

11 October 1974





ECONOMIC AND SOCIAL COMMITTEE

( E C O S O C )

RESOLUTION ADOPTED BY THE ECONOMIC AND SOCIAL COUNCIL1267 (XLIII). Relations with non-United Nations intergovernmental organizations in the economic and social field

(Extract)

B

The Economic and Social Council,

Noting that since the inception of the United Nations a large number of non-United Nations intergovernmental organizations in the economic and social fields have been established.

Nothing further that many of these organizations already collaborate, on an informal as well as on a formal basis, with the specialized agencies, the regional economic commissions, and the United Nations Conference on Trade and Development, as well as with the United Nations Secretariat.

Considering that it would be useful to develop further contacts on a more systematic basis though not necessarily through the negotiations of formal agreements.

1. Invites the Secretary General to continue to maintain and to strengthen contacts at the secretariat level with major intergovernmental organizations in the economic and social field outside the United Nations system;
2. Further invites the Secretary General, where he considers it would help to further the aims and work of the Council, to propose to the Council the names of intergovernmental organizations outside the United Nations system that should be represented by observers at sessions of the Council; these organizations may participate with the approval of the Council and without the right to vote, in its debates on questions of concern to them;

3. Invites its subsidiary bodies to make recommendations to it regarding the desirability of similar relationships between themselves and specific non-United Nations intergovernmental organizations active in fields of concern to them, on the basis of proposals by the Secretary-General;
4. Requests the Secretary-General to report to the Council on the functioning of the above arrangements at an appropriate session.

3 August 1967

Relations with intergovernmental organizations

At its 1769th meeting on 20 May 1971, the Council took note of the report of the Secretary-General on relations with non-United Nations intergovernmental organizations in the economic and social field (E/4961); and it approved the following recommendations proposed by the Secretary-General in paragraph 13 of his report :

1. The Council should extend a standing invitation to the following intergovernmental organizations to be represented by observers at future sessions of the Council :

Council of Europe  
Council for Mutual Economic Assistance  
European Economic Community  
Organization for Economic Co-operation and Development

These organizations would be entitled to participate, with the approval of the Council and without the right to vote, in the Council's debates on questions of concern to them.

2. The Council should authorize the Secretary-General to propose from time to time, as appropriate, that certain other intergovernmental organizations might be invited to be represented by observers at individual sessions when the Council discusses questions of direct concern to them. These organizations would participate, with the approval of the Council and without the right to vote in connexion with particular agenda items.
3. In future, the Secretary-General should arrange for invitations to all sessions of the Council to be extended to the League of Arab States, the Organization of African Unity, the Organization of American States, the Organization of Petroleum Exporting Countries, Regional Co-operation for Development and the World Intellectual Property Organization, without informing the Council thereof.
4. The functional commissions and standing committees should continue to invite to their meetings intergovernmental organs in fields of direct concern to them, and keep the Council informed thereof. These organizations would be entitled to participate, without the right to vote, in debates on questions of concern to them.

TELEX ADDRESSED TO MR J. REY  
President of the Commission

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Geneva, 23 June 1974

Wish to inform you that economic and social council at its fiftieth session decided to extend standing invitation to your organization to be represented by an observer at future sessions of the council; your organization is entitled to participate with the approval of the council and without the right to vote in the council debates on questions of concern to it. Text of decision being transmitted to you by assistant secretary general for interagency affairs.

Ahmed Unations New York

UNITED NATIONS NEW YORK

Dear Mr. Rey,

Following Mr. Ahmed's cable of yesterday's date, I am sending you the relevant extract from the decisions of the Economic and Social Council at its recent fiftieth session. At that session, the Council decided to extend a standing invitation to your organization to be represented by an observer at future sessions of the Council. Your organization is entitled to participate, with the approval of the Council and without the right to vote, in its debates on questions of concern to it.

I look forward to continuing cooperation between the United Nations and the EEC.

Yours sincerely,

Ismat T. Kittani  
Assistant Secretary-General  
for Inter-Agency Affairs

Mr. Jean Rey, President  
European Economic Community  
Bâtiment Berlaymont  
200 rue de la Loi,  
1040 Brussels, Belgium.

RULES OF PROCEDURE OF THE ECONOMIC AND SOCIAL COUNCIL\*

(Extract)

RULE 79

Participation of other intergovernmental organizations

Representatives of intergovernmental organizations accorded permanent observer status by the General Assembly and of other intergovernmental organizations designated on an ad hoc or a continuing basis by the Council on the recommendation of the Bureau, may participate, without the right to vote, in the deliberations of the Council on questions within the scope of the activities of the organizations.

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\* DOC. E/5715 - New York 1975

Exchange of letters between the Secretary-General of the United Nations Organization (UNO) and the EEC Commission.

28 novembre 1958

Cher Monsieur Rey,

Je vous remercie mille fois de votre lettre du 5 novembre.

.....

Sans attendre que le problème des relations officielles reçoive une solution, il est possible d'envisager dès maintenant toute une série de mesures pratiques mutuellement avantageuses.

L'échange de documentation ne devrait soulever aucune difficulté. Sur ce point, vous recevrez sous pli séparé une communication indiquant les arrangements que nous envisageons pour un échange régulier. Je vous serais reconnaissant de me faire savoir si la procédure suggérée vous convient. Je fais également effectuer, à votre intention, une sélection de documents déjà publiés, susceptibles d'intéresser la Communauté.

Il y a un intérêt évident à ce que des consultations entre les membres du Secrétariat des Nations Unies et le personnel de la Communauté Européenne soient organisées fréquemment ; cet aspect ne soulève aucun problème de droit et peut être traité de manière tout à fait empirique.



Certaines dispositions peuvent également être prises dès maintenant pour assurer dans certaines conditions la participation des représentants de la Communauté à certaines réunions des Nations Unies. Il existe toute une série de précédents dans ce sens pour d'autres organisations intergouvernementales, notamment dans le cadre des commissions économiques régionales existantes. Des arrangements de cette nature sont déjà en vigueur en ce qui concerne la Commission économique européenne. Des procédures similaires, sinon complètement analogues, pourraient être envisagées pour la Commission économique pour l'Asie et l'Extrême-Orient et pour la Commission économique pour l'Amérique Latine. Il conviendrait que vous nous fassiez connaître l'intérêt que vous portez à telle ou telle de nos réunions, dont la liste pourrait vous être communiquée périodiquement. Il appartiendrait alors au Secrétaire exécutif de la Commission intéressée de vous adresser une invitation. La pratique actuelle repose sur un certain pouvoir discrétionnaire reconnu en la matière au Secrétaire exécutif. Les modalités de votre participation comporteraient en tout état de cause des facilités d'accès aux réunions publiques et aux documents de distribution générale. Des sièges pourraient être réservés à vos représentants dans une zone distincte de celle du public aussi bien que de celle des délégations ; la présence de vos représentants pourrait être signalée dans les documents. Le point de savoir si une pancarte pourrait être placée au siège de votre représentant est peut-être un peu plus délicat et devrait être réglé selon les circonstances. L'autorisation de prendre la parole au cours des débats devrait évidemment être accordée par la Commission elle-même ou l'organe subsidiaire intéressé.

.....  
 .....  
 Le problème de la participation de la Communauté aux réunions du Conseil économique et social, du Conseil de Tutelle, du Comité des renseignements relatifs aux territoires non autonomes, des principales commissions de l'Assemblée générale ou des conférences convoquées sous l'égide des Nations Unies est moins aisé à résoudre, même sur le plan pratique, faute de précédents. L'initiative ne pourrait être laissée à la discrétion des fonctionnaires responsables du Secrétariat et, dans l'état actuel des choses, devrait résulter d'une décision explicite de l'organe intéressé.

.....  
 .....  
 Je vous prie de croire à l'expression de mes sentiments les meilleurs et très dévoués.

Philippe de Seynes  
 Sous-secrétaire aux  
 Affaires économiques et sociales

Bruxelles, le 9 décembre 1958

Cher Monsieur,

J'ai pris bonne note de votre lettre du 28 novembre 1958, que j'ai reçue avec le plus grand plaisir et dont je vous remercie infiniment.

.....  
.....  
Je suis bien de votre avis que, pour le moment, il n'est pas urgent d'envisager des négociations en vue d'établir des relations formelles entre nos deux Organisations, mais il est possible d'envisager dès maintenant des mesures de collaboration pratiques mutuellement avantageuses.

Ces mesures pratiques telles que vous les énumérez, relatives à l'échange de documentation, aux consultations fréquentes et régulières entre les membres du Secrétariat des Nations Unies et le personnel de la Communauté Economique Européenne, aux modalités pour la participation des représentants de la Communauté à certaines réunions des Nations Unies, notamment dans le cadre des Commissions économiques régionales du Conseil économique et social, etc... représentent des arrangements appropriés sur lesquels il sera possible d'établir un accord préalable de liaison.

.....  
.....  
Je vous prie de bien vouloir agréer, Cher Monsieur, l'expression de ma parfaite considération.

Jean REY



ECONOMIC COMMISSION FOR EUROPE

( E C E )

DECISION L (XXX) - Participation of the European Economic Community and \*  
the Council for Mutual Economic Assistance in the work  
of the Commission

The Economic Commission for Europe

has decided to invite the European Economic Community and the Council for mutual Economic Assistance to participate in its work on conformity with Paragraph 12 of its mandate.

First session

15 April 1975

ARTICLE 12

of the Mandate of the Economic Commission for Europe \*\*

(United Nations - Geneva)

The Commission shall invite representatives of specialized agencies and may invite representatives of any intergovernmental organizations to participate in a consultative capacity in its consideration of any matter of particular concern to that agency or organization, following the practices of the Economic and Social Council.

\* Doc. E/S651  
E/ECE/889

\*\* E/ECE/778

Exchange of Letters between the Executive Secretariat of the ECE and the Commission of the EEC.

30 septembre 1958

Monsieur Le Président,

Je tiens à vous remercier de votre lettre du 16 septembre, par laquelle vous me faites connaître le désir de la Commission de la Communauté Economique Européenne d'instituer des relations avec le Secrétariat de la Commission Economique pour l'Europe. Je puis vous assurer que ce désir est partagé. Je suis persuadé comme vous que, grâce à cette collaboration, nous pourrions obtenir des résultats qui nous seront mutuellement avantageux.

A mon avis, la meilleure façon d'organiser cette coopération consisterait à adopter la même procédure que celle que nous avons suivie avec la Haute Autorité de la Communauté Européenne du Charbon et de l'Acier et avec - depuis bien des années - le Secrétariat de l'OECE. Selon cette procédure, aucun accord formel de coopération ne serait nécessaire entre nos deux organisations ni entre votre Commission et le Secrétariat de la CEE ; au lieu de cela, une collaboration pratique pourrait être instituée entre nos Secrétariats dans les domaines ci-après :

- a) échange de documentation ;
- b) représentation, sous une forme appropriée, aux réunions des organes techniques ;
- c) fréquents examens en commun des plans et programmes de travaux envisagés ;
- d) consultation sur des questions particulières d'intérêt commun.

Si cette méthode vous agrée, je donnerai des instructions pour que nos lettres mensuelles communiquant les listes de prochaines réunions et pour que les documents établis par la CEE vous soient adressés en autant d'exemplaires que vous le désirez, dans les langues française et anglaise. Je vous envoie sous ce pli notre dernière liste des réunions prévues. Vous voudrez bien considérer que l'envoi de nos listes des réunions constitue une invitation à vous faire représenter à toutes celles de nos réunions qui pourraient vous intéresser. Je vous serais reconnaissant de bien vouloir me faire savoir en combien d'exemplaires vous désireriez recevoir nos documents dans les langues française et anglaise respectivement.

.....  
 .....

Je vous remercie une fois encore de la proposition que vous nous faites et je tiens à vous donner l'assurance que, comme vous, je suis intimement persuadé de la valeur de la collaboration qui pourra être instituée dans les domaines d'intérêt commun.

Veillez croire, Monsieur le Président, à l'assurance de ma haute considération.

Sakari Tuomioja  
 Secrétaire Exécutif de la  
 Commission Economique pour l'Europe

Bruxelles, le 7 octobre 1958

Monsieur Le Secrétaire Exécutif,

Je vous remercie de votre Lettre du 30 septembre, dans laquelle vous proposez la formule et les modalités de la collaboration pratique entre la Commission Economique pour l'Europe des Nations Unies et la Commission Economique Européenne.

La procédure de coopération que vous proposez et dont l'efficacité pratique s'est déjà largement révélée dans les relations entre votre organisation et la Haute Autorité de la Communauté Européenne du Charbon et de l'Acier, ainsi que le Secrétariat de l'OECE, a rencontré l'entière approbation de notre Commission qui apprécie hautement les avantages mutuels qu'elle représente pour nos deux organisations. En conséquence, notre Commission prend dès à présent les dispositions nécessaires pour l'initiation et le développement des divers aspects de cette collaboration, selon les termes de votre proposition :

- a) échange de documentation ;
- b) représentation, sous une forme appropriée, aux réunions des organes techniques ;
- c) fréquents examens en commun des plans et programmes de travaux envisagés ;
- d) consultation sur des questions particulières d'intérêt commun.

Je vous informerai dès que possible des décisions prises par notre Commission à cet effet.

Notre attention se porte, dans l'immédiat, sur la liste des réunions que vous avez bien voulu nous communiquer avec l'invitation à nous faire représenter à toutes celles susceptibles de nous intéresser particulièrement. Cette représentation fait l'objet d'un examen de la part de nos services directement concernés.

.....  
 .....  
 Veuillez croire, Monsieur Le Secrétaire Exécutif, à l'expression de ma haute considération.

J. REY  
 Président du Groupe  
 aux Relations Extérieures

ECONOMIC AND SOCIAL COMMISSION FOR ASIA AND THE PACIFIC

( E S C A P )

Exchange of letters between the Executive Secretariat of the ECAFE and the  
EEC Commission

o            o  
  
o

Bruxelles, le 24 janvier 1959

Monsieur Le Secrétaire Exécutif,

En ma qualité de Président du Groupe chargé des Relations extérieures de la Commission de la Communauté Economique Européenne, je suis heureux d'être auprès de vous l'interprète de l'intérêt que notre Commission porte aux activités de la Commission Economique pour l'Asie et l'Extrême-Orient, des vœux qu'elle formule pour son plein succès dans l'oeuvre entreprise et son désir d'établir entre nos deux Organisations des relations de liaison et de collaboration.

La Communauté Economique Européenne a pour mission, par l'établissement d'un Marché Commun et par le rapprochement progressif des politiques économiques des Etats membres, de promouvoir le développement harmonieux des activités économiques dans l'ensemble de la Communauté ; une expansion continue et équilibrée, une stabilité accrue, un relèvement accéléré du niveau de vie et des relations plus étroites entre les Etats qu'elle réunit. Pleinement conscients de la portée de cette action et de ses répercussions internationales, les Etats membres se sont déclarés désireux de contribuer à la suppression progressive des restrictions aux échanges internationaux, de confirmer la solidarité qui lie les pays de la Communauté au reste du monde et d'affermir les sauvegardes de la paix et de la liberté, conformément aux principes de la Charte des Nations Unies.

C'est pour répondre à ces désirs et travailler à leur réalisation que notre Commission, conformément aux termes de l'article 229 du Traité, apprécierait de voir s'établir entre nos deux Organisations des contacts inspirés par leurs grands intérêts communs.

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ESCAP : new denomination (Res. 1895 (LVII) ECOSOC) of the ECAFE  
(Economic Commission for Africa and the Far East).



L'existence de la Communauté Economique Européenne est devenue maintenant un élément de fait dans la vie internationale. L'étude des incidences de la création du Marché Commun Européen sur les échanges internationaux est inscrite à l'ordre du jour de la plupart des grandes organisations et nous savons que votre Commission s'y intéresse également. Ceci crée déjà, il me semble, un terrain sur lequel il serait extrêmement utile et mutuellement avantageux d'engager le dialogue entre nos deux Commissions. En effet, à de multiples occasions, les porte-parole de notre Communauté ont proclamé sa vocation de coopération internationale et son désir de participer à la discussion publique de ses objectifs et de leur incidence à l'échelle mondiale, afin de pouvoir harmoniser son action, dans toute la mesure du possible, avec les intérêts légitimes des autres nations et des autres continents.

Les Commissions économiques régionales des Nations Unies constituent pour la Communauté Européenne un précieux instrument du dialogue et de la compréhension mutuelle qu'elle recherche. C'est pourquoi nous aimerions voir s'instituer entre l'ECAFE et notre Commission une formule de relation conforme à nos intérêts mutuels.

Je vous serais très reconnaissant de bien vouloir me faire connaître votre avis à ce sujet ainsi que, dans l'affirmative, toute suggestion de votre part que vous jugeriez utile pour permettre aux relations entre nos deux Organisations de se développer conformément aux caractères particuliers à votre Commission et à ses pays membres.

C'est dans le même esprit que notre Commission a déjà établi ses relations avec la Commission Economique pour l'Europe, selon une formule de collaboration pratique qui se révèle des plus fructueuses. Cette collaboration porte sur les points suivants :

- a) échange de documentation ;
- b) représentation, sous une forme appropriée, aux réunions des organes techniques ;
- c) fréquents examens en commun des plans et programmes des travaux envisagés ;
- d) consultations sur des questions particulières d'intérêt commun.

D'autre part, vous êtes certainement déjà informé, par les soins de l'ECOSOC, de l'existence d'un accord de liaison entre l'Organisation Internationale du Travail et la Communauté Européenne.

.....  
 .....  
 Je vous prie d'agréer, Monsieur Le Secrétaire Exécutif,  
 l'assurance de ma parfaite considération.

Jean Rey,  
 Président du Groupe  
 aux Relations Extérieures

27 February 1959

Sir,

Thank you for your letter of 24 January 1959 (I-A-3-III/59).

As far as the secretariat of the Economic Commission for Asia and the Far East is concerned, I should like to assure you that we fully reciprocate the desire expressed by you for the establishment of relations beneficial to our two secretariats. I shall be glad to arrange for sending our documentation that may be of interest to you. My staff and I will be glad to engage in consultations on question of mutual interest with the staff of the Commission of the European Economic Community whenever the opportunity arises.

Regarding participation at meetings of subsidiary bodies, it would be up to the subsidiary body concerned to determine, subject to any guidance which the Commission may have given, whether it would wish to extend an invitation.

.....  
.....

Accept, Sir, the assurances of my highest consideration.

C.V. Narasimham  
Executive Secretary

TERMS OF REFERENCE OF THE ECONOMIC AND SOCIAL COMMISSION FOR ASIA AND THE PACIFIC \*

(Extract)

Article 10

The Commission shall invite representatives of specialized agencies and may invite representatives of any intergovernmental organizations to participate in a consultative capacity in its consideration of any matter of particular concern to that agency or organization following the practice of the Economic and Social Council.

\* Doc. E/5943 - E/ESCAP/58 des Nations Unies



ECONOMIC COMMISSION FOR LATIN AMERICA

( E C L A )

MANDATE AND RULES OF PROCEDURE

of the

ECONOMIC COMMISSION FOR LATIN AMERICA \*

(Extract)

PARAGRAPH 7. a)

- a) The Commission shall invite representatives of specialized agencies to attend its meetings and to participate, without vote, in its deliberations with respect to items on its agenda relating to matters within the scope of their activities; and may invite observers from such other intergovernmental organizations as it may consider desirable in accordance with the practices of the Council.

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\* Doc. E/CN.12/850

## Arrangement between the Executive Secretariat of the ECLA and the EEC Commission.

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Lors des entretiens qui ont eu lieu au siège de la Commission de la C.E.E. en juillet 1958, M. PREBISCH, Directeur Principal de la CEPAL, et M. le Ministre REY, Président du Groupe des Relations Extérieures, ont convenu les dispositions suivantes portant sur :

1. L'échange régulier d'informations et de documents. Il a été convenu notamment que la Commission de la CEE fasse parvenir au Secrétariat de la CEPAL son rapport annuel ;
2. La consultation réciproque en attendant que les modalités pratiques de cette collaboration soient institutionnalisées d'une manière à définir ultérieurement lorsque le problème d'ensemble des relations avec l'Organisation des Nations Unies aura fait l'objet d'une mise au point avec le Secrétaire Général de l'UNO ;
3. La participation de la Commission de la CEE sous une forme à définir aux sessions de la CEPAL ;
4. La possibilité de poursuivre l'étude en commun des problèmes intéressant plus spécialement les Etats de l'Amérique Latine sans cependant faire double emploi avec les groupes de travail constitués dans le cadre du GATT.

Suite à une consultation du Secrétaire Exécutif, les Etats membres de la CEPAL ont marqué leur accord pour l'admission de la CEE aux sessions de la CEPAL au titre d'observateur officiel.

ECONOMIC COMMISSION FOR AFRICA

( E C A )

TERMS OF REFERENCE AND RULES OF PROCEDURE OF THE COMMISSION

Terms of reference of the Economic Commission for Africa \*

(Extract)

Article 11

The Commission shall invite representatives of specialized agencies to attend its meetings and to participate, without vote, in its deliberations with respect to items on its agenda relating to matters within the scope of their activities and it may invite observers from such other intergovernmental organizations as it may consider desirable, in accordance with the practices of the Economic and Social Council.

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\* Doc. E. 5783

E /CN.14/652



ECONOMIC COMMISSION FOR WESTERN ASIA

( E C W A )

I

RESOLUTION ADOPTED BY THE ECONOMIC AND SOCIAL COUNCIL

1818 (LV). Establishment of an economic commission for  
Western Asia

(Extract)

7. The Commission shall invite representatives of specialized agencies and may invite representatives of any intergovernmental organizations to participate in a consultative capacity in its consideration of any matter of particular concern to those agencies or organizations, following the practice of the Council.

II

9 August 1973

RULES OF PROCEDURE OF THE ECWA \*

(Extract)

Article 66

Representatives of intergovernmental organizations accorded permanent observer status by the General Assembly and of other intergovernmental organizations designated on an ad hoc or continuing basis by the Council or the Commission may participate, without the right to vote, in the deliberations of the Commission on questions within the scope of the activities of the organizations.

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\* Doc. E/5539

E/ECWA/9





UNITED NATIONS CONFERENCE ON TRADE AND DEVELOPMENT

( U N C T A D )

RESOLUTION 1995 (XIX). Establishment of the United Nations Conference on Trade and Development as an organ of the General Assembly

(Extract)

II.11

The Board may make arrangements for representatives of the intergovernmental bodies referred to in paragraphs 18 and 19 below to participate, without vote, in its deliberations and in those of the subsidiary bodies and working groups established by it. Such participation may also be offered to non-governmental organizations concerned with matters of trade and of trade as related to development.

II.18

The Board shall, as required, make arrangements to obtain reports from and establish links with intergovernmental bodies whose activities are relevant to its functions. In order to avoid duplication it shall avail itself, whenever possible, of the relevant reports made to the Economic and Social Council and other United Nations bodies.

II.19

The Board shall establish close and continuous links with the regional economic commissions of the United Nations and may establish such links with other relevant regional intergovernmental bodies.

30 December 1964



UNITED NATIONS DEVELOPMENT PROGRAMME

( U N D P )

RULES OF PROCEDURE OF THE UNDP \*

(Extract)

XI. Consultations with United Nations bodies, intergovernmental organizations and non-governmental organizations

RULE 36

The Governing Council may also, when it considers it appropriate, invite intergovernmental organizations, and non-governmental organizations in consultative status with the Economic and Social Council, to attend its meetings at which questions of concern to them are discussed.

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\* Doc. DP/1/Rev. 1



UNITED NATIONS INDUSTRIAL DEVELOPMENT ORGANIZATION

( U N I D O )

I

RESOLUTION 2152 (XXI) OF THE GENERAL ASSEMBLY

(Extract)

II. 35

The Organization may establish appropriate working relationships with relevant intergovernmental organizations.

17 November 1966

II

RULES OF PROCEDURE OF THE INDUSTRIAL DEVELOPMENT COUNCIL \*

(Extract)

XII. Participation of specialized agencies, the International Atomic Energy Agency, the United Nations Conference on Trade and Development, the United Nations Development Programme and other intergovernmental organizations

Rule 75

1. Representatives of specialized agencies, the International Atomic Energy Agency, the United Nations Conference on Trade and Development and the United Nations Development Programme, as well as of the intergovernmental organizations referred to in paragraph 35 of General Assembly resolution 2152 (XXI) which are designated for this purpose by the Board, may participate, without the right to vote, in the deliberations of the Board and its subsidiary organs, if any, upon the invitation of the President or Chairman, as the case may be, on questions within the scope of their activities.
2. Written statements provided by international non-governmental organizations referred to in paragraph 1 above, related to items on the agenda of the Board or of its subsidiary organs, shall be circulated by the Secretariat to members of the Board and the subsidiary organ concerned.

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\* Doc. ID/B/18/Rev. 4

## Exchange of Letters between the UNIDO and the EC Commission.

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Bruxelles, Le 25 novembre 1976

Monsieur Le Directeur Exécutif,

Je suis heureux de constater que les conversations qui ont eu lieu récemment entre nos représentants pour déterminer les modalités de la coopération à établir entre nos deux institutions ont abouti aux conclusions suivantes que je vous propose de consacrer par un échange formel de lettres.

Les Communautés européennes qui, conformément à leurs engagements internationaux, contribuent au développement économique et social des pays en voie de développement, sont appelées à développer dans le domaine de la coopération industrielle, des politiques et des activités dont certains aspects recourent les tâches dont l'Organisation des Nations Unies pour le Développement Industriel a la charge au sein des Nations Unies. En vue de faciliter et d'harmoniser les efforts déployés de part et d'autre dans ce domaine pour une plus grande efficacité :

1. Des relations de travail seront établies entre la Commission des Communautés européennes et le Secrétariat de l'Organisation des Nations Unies pour le Développement Industriel.
2. Sous réserve des mesures qui pourront être nécessaires pour sauvegarder le caractère confidentiel de certains documents et informations, la Commission des Communautés européennes et le Secrétariat de l'Organisation des Nations Unies pour le Développement Industriel procéderont à un échange régulier de documents et d'informations concernant leur activité, leur programme de travail et toutes questions présentant un intérêt commun pour les deux parties.
3. Les services de la Commission des Communautés européennes et le Secrétariat de l'Organisation des Nations Unies pour le Développement Industriel procéderont chaque fois que nécessaire à des échanges de vues sur les questions considérées comme d'intérêt commun. A cet effet, des réunions de travail et de consultations pourront être organisées pour étudier certaines questions techniques ainsi que les sujets se prêtant à une coopération effective.

4. Les domaines qui, dans un premier stade, feront l'objet de cette coopération, sont énumérés en annexe à la présente lettre.
5. Les arrangements qui précèdent pourront être modifiés avec le consentement des deux parties intéressées. Ils pourront être dénoncés par l'une ou l'autre des deux parties moyennant préavis d'un an.

Si vous êtes disposé à établir et à entretenir avec la Commission des Communautés européennes des relations correspondant aux dispositions ci-dessus, je voudrais vous proposer que la présente lettre et la réponse que vous voudrez bien m'adresser, soient considérées comme constituant l'accord fixant les relations à établir entre la Commission des Communautés européennes et le Secrétariat de l'Organisation des Nations Unies pour le Développement Industriel, accord qui entrera en vigueur à partir de la date de votre réponse.

Je vous prie d'agréer, Monsieur le Directeur Exécutif, l'expression de ma haute considération.

C. CHEYSSON

#### A N N E X E

Domaines de coopération entre le Secrétariat de l'Organisation des Nations Unies pour le Développement Industriel et la Commission des Communautés européennes :

- Etudes industrielles
- Assistance technique
- Promotion et financement des investissements industriels
- Formation industrielle
- Technologie industrielle, en particulier problème des technologies appropriées
- Contribution à la coopération industrielle entre pays en voie de développement
- Activités sectorielles couvertes par l'Organisation des Nations Unies pour le Développement Industriel
- Contacts entre les représentants des deux institutions dans les pays où s'exercent des actions de coopération industrielle.



Le 25 novembre 1976

Monsieur Le Commissaire,

Je me réfère à votre lettre du 25 novembre 1976, ainsi qu'à son annexe, dont le texte suit :

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.....  
.....  
.....  
.....

En conséquence, conformément à la suggestion faite dans le dernier paragraphe de la lettre précitée, cette dernière ainsi que la présente réponse seront considérées comme constituant l'accord fixant les relations entre la Commission des Communautés européennes et le Secrétariat de l'Organisation des Nations Unies pour le Développement Industriel, accord qui entrera en vigueur à dater de ce jour.

Je vous prie d'agréer, Monsieur Le Commissaire, l'expression de ma haute considération.

Abd-El Rahman KHANE

UNITED NATIONS ENVIRONMENT PROGRAMME

( U N E P )

RESOLUTION 2997 (XXVII) OF THE GENERAL ASSEMBLY

Institutional and financial arrangements for inter-  
national environmental cooperation

(Extract)

IV. ENVIRONMENT COORDINATION BOARD

5. Also invites other intergovernmental and those non-governmental organizations that have an interest in the field of the environment to lend their full support and collaboration to the United Nations with a view to achieving the largest possible degree of cooperation and coordination.

15 December 1972

RULES OF PROCEDURE OF THE UNEP \*

(Extract)

ARTICLE 68

1. Des représentants des institutions spécialisées, de l'Agence internationale de l'énergie atomique et des organes compétents des Nations Unies, ainsi que des organisations intergouvernementales visées au paragraphe 5 de la Section IV de la résolution 2997 (XXVII) de l'Assemblée générale et désignées à cette fin par le Conseil d'administration, peuvent participer, sans droit de vote, aux délibérations du Conseil d'administration et de ses organes subsidiaires, sur l'invitation du Président de l'organe subsidiaire en cause, selon le cas pour ce qui est des questions qui sont de leur ressort.

2. Le Secrétariat distribue aux membres du Conseil d'administration et de l'organe subsidiaire en cause les exposés écrits qui émanent des institutions spécialisées, de l'Agence internationale de l'énergie atomique et des organes des Nations Unies, ainsi que des organisations intergouvernementales visées au paragraphe 1 ci-dessus et qui ont trait à des points de l'ordre du jour du Conseil d'administration ou de ses organes subsidiaires.

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\* Doc. UNEP/GC/3/Rev. 1

UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW

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( U N C I T R A L )

RESOLUTION 2205 (XXI) OF THE GENERAL ASSEMBLY

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Establishment of the United Nations Commission  
On International Trade Law

(Extract)

11.12

The Commission may establish appropriate working relationships with intergovernmental organizations and non-governmental organizations concerned with the progressive harmonization and unification of the law of international trade.

17 December 1966



UN/FAO INTERGOVERNMENTAL COMMITTEE ON THE  
WORLD FOOD PROGRAMME

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( W F P )

RESOLUTION 1714 (XVI) OF THE GENERAL ASSEMBLY

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(Extract)

ANNEX

12. The administration of the proposed Programme will require close cooperation, particularly on development projects, between FAO and the United Nations, as well as with appropriate United Nations agencies, and other appropriate intergovernmental bodies.

19 December 1961



WORLD FOOD COUNCIL

( W F C )

RULES OF PROCEDURE \*

(Extract)

XIII. Participation by non-members of the CouncilRule 60

Representatives designated by :

- a) Any State\*\* not a member of the Council;
- b) The European Economic Community;
- c) The Council for Mutual Economic Assistance;
- d) Other intergovernmental organizations accorded permanent observer status by the General Assembly or that are designated on an ad hoc or continuing basis by the Council;
- e) A national liberation movement granted observer status by the General Assembly,

shall be invited to the meetings of the Council and may, upon their request, participate, without the right to vote, in its deliberations on questions of concern to them. Such representatives may submit proposals which may be put to the vote at the request of any member.

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\* Doc. A/31/19  
Supp. n° 19

\*\* It is understood that the term "any State" will be interpreted by the Council in the light of the practice of the General Assembly in implementing an "all States" clause, and that whenever advisable the Council will request the opinion of the Assembly.





TEXT OF RESOLUTION 302 (IV)

ASSISTANCE TO PALESTINE REFUGEES

ADOPTED BY THE GENERAL ASSEMBLY OF THE UNITED NATIONS

ON 8 DECEMBER 1949

(Extract)

18. Urges the United Nations International Children's Emergency Fund, the International Refugee Organization, the World Health Organization, the United Nations Educational, Scientific and Cultural Organization, the Food and Agriculture Organization and other appropriate agencies and private groups and organizations, in consultation with the Director of the United Nations Relief and Works Agency for Palestine Refugees in the Near East, to furnish assistance within the framework of the programme.



UNITED NATIONS CHILDREN'S FUND

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(UNICEF)

RULES OF PROCEDURE OF THE UNICEF \*

(Extract)

Invitation to other organizations

Rule 61

The Board may, when it considers it appropriate, invite other inter-governmental and non-governmental organizations to designate observers to attend its meetings or those of the Programme Committee when matters within their competence and of concern to them are discussed.

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\* Doc. E/ICEF/177/Rev. 3



## OFFICE OF THE UNITED NATIONS HIGH COMMISSIONER FOR REFUGEES

( U N H C R )

Formal exchange of letters between the Office of the United Nations High Commissioner for Refugees and the EEC Commission.

Le 27 avril 1960

Monsieur le Président,

Ainsi que vous le savez, certaines questions relevant de la compétence de la Communauté économique européenne intéressent également l'activité du Haut Commissariat pour les réfugiés .....  
..... J'ai été heureux d'apprendre que la Commission de la Communauté économique européenne serait disposée à instituer des relations avec le Haut Commissariat en vue d'une collaboration dans les domaines qui intéressent les deux organisations.

Les modalités d'un arrangement éventuel ..... ont été mises au point entretemps après consultations des services compétents du Secrétariat des Nations Unies dont le Haut Commissariat fait partie intégrante. Je pense qu'un arrangement pratique entre la Commission et le Haut Commissariat pourrait comporter un échange régulier de documentation entre les deux organisations, ainsi que des échanges de points de vue et des consultations réciproques sur des sujets d'intérêt commun. J'aimerais également suggérer l'invitation éventuelle d'observateurs aux réunions publiques des deux institutions.

Si cette procédure vous agrée, je vous ferai adresser régulièrement nos documents, communiqués de presse et autres publications. Par ailleurs, des dispositions pourraient être prises pour permettre à la Commission de se faire représenter par un observateur aux réunions du Comité exécutif du programme du Haut Commissaire.

Je suis certain que les mesures évoquées ci-dessus seraient de nature à établir de fructueux rapports de travail entre la Commission et le Haut Commissariat et je vous prie d'agréer, Monsieur le Président, les assurances de ma haute considération.

James M. Read  
Haut Commissaire adjoint

Bruxelles, Le 7 juin 1960

Monsieur Le Haut Commissaire adjoint,

J'ai bien reçu la lettre par laquelle vous faites savoir l'intérêt que votre Organisation aurait à instituer des relations avec La Commission de La Communauté Economique Européenne.

.....  
 .....  
 ....., la Commission de la C.E.E. est pour sa part toute disposée à assurer de bonnes relations avec l'Office du Haut Commissaire pour Les Réfugiés.

Les modalités d'un tel arrangement, comme vous les suggérez - et telles qu'elles ont été acceptées par Les services compétents du Secrétariat des Nations Unies - pourraient comporter un échange régulier de documentation entre nos deux Organisations, ainsi que des échanges de points de vue et des consultations réciproques sur des sujets d'intérêt commun.

Il nous serait évidemment agréable de pouvoir assister à titre d'observateur aux réunions du Comité Exécutif du Programme du Haut Commissaire. Toutefois, je me permets de vous rendre attentif au fait qu'il n'y a pas de séances publiques de La Commission de La Communauté Economique Européenne auxquelles des observateurs de l'Office du Haut Commissaire puissent assister au même titre. Cependant, Les consultations au niveau des groupes de travail au sein des Services de La Commission pourront avoir lieu régulièrement.

En me félicitant de l'établissement de ces relations avec votre Organisation, je vous prie de croire, Monsieur Le Haut Commissaire adjoint, à l'expression de ma parfaite considération.

Jean Rey  
 Président du Groupe  
 aux Relations Extérieures

En outre, la C.E.E. a été admise par vote du Comité Exécutif aux sessions du H.C.R. au titre d'observateur officiel. (4e session - octobre 1960)

INTERNATIONAL LABOUR ORGANIZATION

( I L O )

CONSTITUTION OF THE INTERNATIONAL LABOUR ORGANIZATION

and

STANDING ORDER OF THE INTERNATIONAL LABOUR CONFERENCE \*

( Extract )

ARTICLE 12 - Relations with international organizations

1. The International Labour Organization shall cooperate within the terms of this Constitution with any general international organization entrusted with the co-ordination of the activities of public international organizations having specialised responsibilities and with public international organizations having specialised responsibilities in related fields.

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\* Doc. ISBN/92.2 - 0000 85-7



## AGREEMENT

concerning the collaboration between  
 THE INTERNATIONAL LABOUR ORGANIZATION  
 and  
 THE EUROPEAN COAL AND STEEL COMMUNITY (1)

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La Communauté européenne du charbon et de l'acier représentée par la Haute Autorité et l'Organisation Internationale du Travail, désireuses d'asseoir sur une base satisfaisante le développement futur de la collaboration déjà existante entre leurs organisations respectives en vue de contribuer de leur mieux à l'expansion économique, au développement de l'emploi et au relèvement du niveau de vie, et reconnaissant qu'étant donné le caractère supranational de la Communauté européenne du charbon et de l'acier, une telle collaboration soulève des problèmes d'un ordre nouveau, dont les solutions doivent être progressivement trouvées à la lumière des faits, ont convenu de mettre en vigueur, à titre d'expérience, le présent accord, portant sur la consultation mutuelle et la coopération entre l'Organisation Internationale du Travail et la Communauté européenne du charbon et de l'acier :

Consultation mutuelle

1. L'Organisation Internationale du Travail et la Haute Autorité de la Communauté européenne du charbon et de l'acier entreprendront régulièrement des consultations sur les questions d'intérêt commun, en vue d'atteindre leurs objectifs dans le domaine social et en matière de travail et d'éliminer tous travaux faisant inutilement double emploi.

Consultations des organes de l'Organisation Internationale du Travail et de la Communauté

2. Le Conseil d'administration du Bureau International du Travail pourra inviter la Haute Autorité de la Communauté européenne du charbon et de l'acier à nommer un représentant afin de procéder à des consultations sur toute question d'intérêt commun avec le Conseil d'administration du Bureau International du Travail ou tout autre organe ou réunion appropriés de l'Organisation Internationale du Travail.

De même, la Haute Autorité pourra inviter un représentant de l'Organisation Internationale du Travail à procéder à des consultations sur toute question d'intérêt commun avec la Haute Autorité ou tout autre organe ou réunion appropriés placés sous le contrôle de la Haute Autorité.

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(1) OJ 11, 14. 8. 1953. p. 167.

### Informations d'ordre législatif et statistique

3. L'Organisation Internationale du Travail et la Communauté européenne du charbon et de l'acier combineront leurs efforts en vue d'obtenir la meilleure utilisation possible de leurs informations d'ordre législatif et statistique, et d'assurer l'usage le plus efficace de leurs ressources en matière de collection, analyse, publication et diffusion de telles informations, sous réserve des arrangements éventuellement nécessaires à la sauvegarde du caractère confidentiel de certaines de ces informations, réduisant ainsi la tâche des gouvernements ou des organisations qui fournissent ces informations.

### Echange de documents et d'informations

4. Sous réserve des arrangements éventuellement nécessaires à la sauvegarde de leur caractère confidentiel, les documents et informations portant sur des questions sociales d'intérêt commun seront échangés d'une manière aussi rapide et complète que possible entre l'Organisation Internationale du Travail et la Communauté européenne du charbon et de l'acier.

5. La Haute Autorité de la Communauté européenne du charbon et de l'acier sera tenue informée par l'Organisation Internationale du Travail du développement des travaux de cette dernière, susceptibles d'intéresser la Communauté.

6. L'Organisation Internationale du Travail sera tenue informée par la Haute Autorité du développement des travaux de cette dernière, susceptibles d'intéresser l'Organisation Internationale du Travail.

### Commissions d'industrie

7. Le Conseil d'Administration du Bureau International du Travail invitera la Haute Autorité à se faire représenter au titre d'observateur aux réunions de la Commission de l'industrie charbonnière et de la Commission du fer et de l'acier de l'Organisation Internationale du Travail ; il communiquera à la Haute Autorité, pour information, les résolutions et conclusions adoptées par ces commissions, dont il aura donné la communication aux Membres de l'Organisation.

La Haute Autorité prendra en considération l'incidence éventuelle sur ses propres activités des résolutions et conclusions, qui lui seront ainsi communiquées pour son information.

### Réunions de caractère consultatif

8. Lorsque le besoin de telles réunions se fera sentir, la Haute Autorité pourra consulter l'Organisation Internationale du Travail sur les modalités de leur collaboration mutuelle relative à toute réunion tripartite des représentants des Gouvernements, des employeurs et des travailleurs, qu'il pourrait y avoir éventuellement lieu de convoquer, afin d'examiner certains problèmes européens intéressant la Communauté européenne du charbon et de l'acier.

### Assistance technique

9. La Haute Autorité de la Communauté européenne du charbon et de l'acier, chaque fois qu'elle l'estimera souhaitable pour la poursuite de ses travaux, pourra demander à l'Organisation Internationale du Travail une assistance technique sur des questions relevant de la compétence de cette dernière, y compris notamment l'amélioration des conditions de vie et de travail des ouvriers employés par les industries du charbon et de l'acier, la politique des salaires, la formation professionnelle, le réemploi des travailleurs déplacés par l'évolution du marché ou par les transformations d'ordre technique, la sécurité industrielle, la sécurité sociale, les statistiques du travail, et sur toutes autres questions d'un intérêt commun aux deux organisations.

10. L'Organisation Internationale du Travail s'efforcera, dans toute la mesure du possible, de procurer sur ces matières à la Communauté européenne du charbon et de l'acier toute l'assistance technique nécessaire, suivant une procédure à convenir pour chaque cas d'espèce.

### Financement de travaux spéciaux

11. Si l'accomplissement par l'Organisation Internationale du Travail d'un travail d'assistance technique requis par la Haute Autorité de la Communauté européenne du Charbon et de l'Acier entraîne des dépenses de quelque importance de la part de l'Organisation Internationale du Travail, la Haute Autorité de la Communauté européenne du charbon et de l'acier sera prête à rembourser ces dépenses sur une base de règlement à établir, dans chaque cas, d'un commun accord.

Arrangements d'ordre administratif

12. Le Directeur général du Bureau International du Travail et Le Président de la Haute Autorité de la Communauté européenne du charbon et de l'acier prendront tous arrangements utiles d'ordre administratif, en vue d'assurer une collaboration et une liaison efficaces entre les fonctionnaires compétents des deux institutions.

Dispositions complémentaires

13. L'Organisation Internationale du Travail et la Communauté européenne du charbon et de l'acier passeront en revue, de temps à autre, par l'intermédiaire de leurs représentants respectifs, les progrès de la coopération effective entre l'Organisation Internationale du Travail et la Communauté européenne du charbon et de l'acier.

Elles examineront telles dispositions complémentaires qui pourront apparaître nécessaires à la lumière de l'application du présent accord par les deux organisations, ainsi que les modifications à y apporter selon le déroulement et les besoins des deux organisations.

Les propositions éventuelles de modifications ou de dispositions complémentaires seront soumises au Conseil d'Administration du Bureau Internationale du Travail et à la Haute Autorité de la Communauté européenne du charbon et de l'acier.

Date d'entrée en vigueur

14. Il est convenu que le présent accord entrera en vigueur dès que Le Directeur général du Bureau International du Travail et Le Président de la Haute Autorité de la Communauté européenne du charbon et de l'acier se seront notifié réciproquement l'approbation de l'accord par Le Conseil d'Administration du Bureau International du Travail et par la Haute Autorité de la Communauté.

Jean MONNET  
Président de la Haute Autorité de la Communauté  
européenne du charbon et de l'acier

David A. MORSE  
Directeur général du Bureau International du Travail

FORMAL AGREEMENT BETWEEN THE ILO AND THE EEC

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Agreement concerning the liaison between the  
International Labour Organization and the  
European Economic Community (1)

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Attendu que l'Organisation Internationale du Travail a pour mission de promouvoir dans le domaine social et en matière de travail l'adoption des normes fondées sur les principes exposés dans la Constitution de l'O.I.T. et dans la Déclaration de Philadelphie, et que, tout en collaborant avec les Nations Unies au maintien de la paix et de la sécurité internationale, elle demeure à l'écart de toute controverse politique entre nations ou groupes de nations, et est à la disposition de toutes les Nations membres pour coopérer avec elles, soit séparément, soit par l'intermédiaire des organisations régionales dont elles sont membres, dans l'exécution des tâches qui sont celles en vue desquelles l'Organisation internationale du Travail existe ;

Attendu qu'aux termes des articles 117 et 229 du Traité instituant la Communauté économique européenne, la Communauté a pour mission de promouvoir l'amélioration des conditions de vie et de travail de la main-d'oeuvre permettant leur égalisation dans le progrès et qu'elle maintient toutes liaisons utiles avec les Nations Unies et les institutions spécialisées ;

Désireuses d'établir une base satisfaisante pour le développement de la collaboration entre l'Organisation internationale du Travail et la Communauté économique européenne, en vue de contribuer de leur mieux à l'expansion économique, au développement de l'emploi et à l'élévation du niveau de vie ;

Reconnaissant qu'une telle collaboration doit se développer à la lumière des faits et de l'action pratiques ;

L'Organisation internationale du Travail et la Commission de la Communauté économique européenne,

Ont convenu de mettre en vigueur le présent accord, portant sur la consultation mutuelle et la coopération entre l'Organisation internationale du Travail et la Communauté économique européenne.

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(1) OJ 27, 27. 4. 1959, p. 521.

### Consultations mutuelles

1. L'Organisation internationale du Travail et la Communauté économique européenne entreprendront régulièrement des consultations sur des questions d'intérêt commun, en vue d'atteindre leurs objectifs dans le domaine social et en matière de travail et d'éliminer tous les travaux faisant inutilement double emploi.
2. La Commission de la Communauté économique européenne sera tenue informée par le Directeur général du Bureau international du Travail du développement des travaux et des programmes de l'Organisation internationale du Travail susceptibles d'intéresser la Communauté. L'Organisation internationale du Travail examinera toutes observations concernant ses travaux et programmes qui lui seraient communiqués par la Communauté économique européenne en vue d'établissement d'une coordination effective entre les deux organisations.
3. Le Directeur général du Bureau international du Travail sera tenu informé par la Commission de la Communauté économique européenne du développement des travaux et des programmes de la Communauté susceptibles d'intéresser l'Organisation internationale du Travail. La Commission de la Communauté économique européenne examinera toutes observations concernant ses travaux et programmes qui lui seraient communiquées par l'Organisation effective entre les deux organisations.
4. Le Conseil d'administration du Bureau international du Travail pourra inviter un représentant de la Communauté économique européenne à des échanges de vues avec lui ou avec tout autre organe approprié de l'Organisation internationale du Travail.
5. La Commission de la Communauté économique européenne pourra inviter un représentant de l'O.I.T. à des échanges de vues avec elle ou avec tout autre organe approprié de la Communauté économique européenne dépendant d'elle.

### Echange d'informations

6. Le Directeur général du Bureau international du Travail et la Commission de la Communauté économique européenne combineront leurs efforts en vue d'obtenir la meilleure utilisation possible de leurs informations d'ordre législatif et statistique et d'assurer l'usage le plus efficace de leurs ressources en matière de collection, analyse, publication et diffusion de telles informations, sous réserve des arrangements éventuellement nécessaires à la sauvegarde du caractère confidentiel de certaines de ces informations, réduisant ainsi la tâche des gouvernements ou des organisations qui fournissent ces informations.

7. Sous réserve des arrangements éventuellement nécessaires à la sauvegarde de leur caractère confidentiel, les documents et les informations portant sur des questions sociales d'intérêt commun seront échangés de manière aussi rapide et complète que possible entre l'Organisation internationale du Travail et la Communauté économique européenne.

#### Assistance technique

8. La Commission de la Communauté économique européenne pourra demander au Directeur général du Bureau international du Travail une assistance technique sur des questions relevant de la compétence de cette dernière, chaque fois qu'elle l'estimera souhaitable pour la poursuite de ses travaux.

9. L'Organisation internationale du Travail s'efforcera, dans toute la mesure du possible, de procurer sur ces matières à la Communauté économique européenne toute l'assistance technique nécessaire suivant une procédure à convenir pour chaque cas d'espèce.

10. Si l'accomplissement par l'Organisation internationale du Travail d'un travail d'assistance technique requis par la Communauté économique européenne entraîne des dépenses d'une certaine importance de la part de l'Organisation internationale du Travail, la Communauté économique européenne remboursera ces dépenses sur une base de règlement à établir d'un commun accord dans chaque cas.

#### Mise en oeuvre de l'Accord

11. Le Directeur général du Bureau international du Travail et la Commission de la Communauté économique européenne prendront tous les arrangements nécessaires en leur pouvoir en vue d'assurer la mise en oeuvre efficace des dispositions du présent accord.

#### Dispositions complémentaires

12. Le Directeur général du Bureau international du Travail et le Président de la Commission de la Communauté économique européenne :

- a) prendront tous les arrangements utiles en vue d'assurer une collaboration et une liaison étroites entre les fonctionnaires compétents des deux institutions dans les domaines d'intérêt commun ;
- b) passeront en revue, par l'intermédiaire de leurs représentants respectifs, les progrès accomplis dans l'établissement d'une collaboration effective entre les deux organisations ;

c) examineront telles dispositions complémentaires qui pourraient paraître nécessaires à la lumière de l'application du présent accord par les deux organisations, ainsi que les modifications à y apporter selon le déroulement des circonstances et les besoins pratiques des deux organisations.

13. Le présent accord pourra être complété après consultation des organes appropriés de l'Organisation internationale du Travail et de la Communauté économique européenne par des dispositions relatives à la représentation réciproque de l'Organisation internationale du Travail et de la Communauté aux réunions traitant de questions d'intérêt commun ou à toutes autres questions pour lesquelles une collaboration entre les deux organisations serait requise.

Date d'entrée en vigueur

14. Le présent accord entrera en vigueur dès que le Directeur général du Bureau international du Travail et le Président de la Commission de la Communauté économique européenne se seront notifié réciproquement l'approbation de l'accord par le Conseil d'administration du Bureau international du Travail et par la Commission de la Communauté économique européenne.

EN FOI DE QUOI, le Directeur du Bureau International du Travail dûment autorisé par le Conseil d'administration du Bureau International du Travail et le Président de la Commission de la Communauté économique européenne, dûment autorisé par ladite Commission, signent le présent accord en langue française.

(s) Walter HALLSTEIN  
Président de la  
Commission de la Communauté  
économique européenne

(s) David MORSE  
Directeur général du  
Bureau International  
du Travail

Fait à Genève, en deux exemplaires, le sept juillet mil neuf cent cinquante huit.



EUROPEAN ATOMIC ENERGY COMMUNITYAgreement concerning the cooperation between the  
International Labour Organization and the  
European Atomic Energy Community (1)

L'Organisation internationale du travail (ci-après dénommée "Organisation") représentée par le directeur général du Bureau international du travail et la Communauté européenne de l'énergie atomique (ci-après dénommée la Communauté"), représentée par sa Commission (ci-après dénommée la "Commission") ;

attendu que l'Organisation a pour mission de promouvoir dans le domaine social et en matière de travail l'adoption de normes fondées sur les principes exposés dans la constitution de l'Organisation et dans la déclaration de Philadelphie et que, tout en collaborant avec les Nations Unies au maintien de la paix et de la sécurité internationales, elle demeure à l'écart de toute controverse politique entre les nations ou groupes de nations et est à la disposition de toutes les nations membres pour coopérer avec elles, soit séparément, soit par l'intermédiaire des organisations régionales dont elles sont membres, dans l'exécution des tâches qui sont celles en vue desquelles l'Organisation existe ;

attendu que la Communauté a pour mission de contribuer, par l'établissement des conditions nécessaires à la formation et à la croissance rapide des industries nucléaires, à l'élévation du niveau de vie dans les Etats membres et au développement des échanges avec les autres pays ;

attendu que la Communauté a institué des normes de sécurité uniformes pour la protection sanitaire de la population et des travailleurs et veille à leur application ;

attendu que l'Organisation a établi des normes de sécurité uniformes pour la protection de la santé des travailleurs, notamment pour la protection contre les radiations, et veille à leur application ;

désireuses d'établir entre elles une base satisfaisante de collaboration en vue de contribuer à l'expansion économique, au développement des ressources énergétiques, ainsi qu'à l'amélioration des conditions de vie et d'emploi de la population et des travailleurs ;

reconnaissant qu'une telle collaboration doit se développer à la lumière des faits et de l'action pratique :

SONT CONVENUES DE CE QUI SUIT :

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(1) OJ 18, 9. 3. 1961, p. 473.

Article premier

L'Organisation et la Communauté entreprennent, chaque fois qu'il y a lieu, des consultations sur les questions d'intérêt commun, en vue d'atteindre leurs objectifs dans le domaine social, notamment en matière de travail et d'hygiène et d'éliminer tous les travaux faisant inutilement double emploi ; ces consultations portent en particulier sur les questions relatives à la protection de la population et des travailleurs contre les dangers résultant des radiations ionisantes.

ARTICLE II

L'Organisation peut inviter un représentant de la Communauté à procéder à des échanges de vues avec elle ou avec ses services compétents, ainsi qu'à assister, en qualité d'observateur, aux réunions organisées par elle traitant de la question de la protection des travailleurs contre les dangers résultant des radiations ionisantes.

La Commission peut inviter un représentant de l'Organisation à procéder à des échanges de vues avec elle ou avec ses services compétents ainsi qu'à assister, en qualité d'observateur, aux réunions organisées par elle traitant de la question de la protection des travailleurs contre les dangers résultant des radiations ionisantes.

ARTICLE III

L'Organisation et la Communauté combinent leurs efforts en vue d'obtenir la meilleure utilisation possible de leurs informations d'ordre législatif et statistique, et d'assurer l'usage le plus efficace de leurs ressources en matière de collection, analyse, publication et diffusion de telles informations, réduisant ainsi la tâche du gouvernement ou des organisations qui les fournissent, sous réserve des arrangements éventuellement nécessaires à la sauvegarde du caractère confidentiel de certaines de ces informations.

L'Organisation et la Communauté reconnaissent qu'il sera parfois nécessaire d'imposer certaines restrictions à l'exécution des dispositions de l'alinéa précédent afin de sauvegarder le caractère confidentiel des renseignements qui leur auront été communiqués. En conséquence, elles conviennent qu'aucune disposition du présent accord ne sera interprétée comme obligeant l'une d'entre elles à fournir des renseignements dont la diffusion, de l'avis de la partie contractante qui les détient, trahirait la confiance d'un de ses membres ou de quiconque aurait fourni lesdits renseignements ou compromettrait la bonne marche de ses travaux.

ARTICLE IV

L'Organisation et la Communauté, chaque fois qu'elles l'estiment souhaitable pour la poursuite de leurs travaux, peuvent solliciter l'une de l'autre une consultation technique sur les questions relevant de leur compétence, notamment la protection des travailleurs contre les dangers résultant des radiations ionisantes.

L'Organisation et la Communauté s'efforcent, dans toute la mesure du possible, de se procurer mutuellement sur ces matières, toute l'assistance technique nécessaire, suivant une procédure à convenir pour chaque cas d'espece.

Si le fait de répondre à une telle demande de consultation doit entraîner des dépenses substantielles pour la partie contractante qui se conformerait à cette demande, les modalités d'engagement de ces dépenses font l'objet, dans chaque cas, d'un accord préalable.

ARTICLE V

L'Organisation et la Communauté prennent tous arrangements utiles d'ordre administratif en vue d'assurer la mise en oeuvre efficace des dispositions du présent accord.

ARTICLE VI

L'Organisation et la Communauté passent en revue, de temps à autre, par l'intermédiaire de leurs représentants respectifs, les progrès de la coopération effective entre l'Organisation et la Communauté. Elles examinent telles dispositions complémentaires qui pourront apparaître nécessaires à la lumière de l'application du présent accord ainsi que les modifications à y apporter selon le déroulement des circonstances et les besoins pratiques de l'Organisation et de la Communauté.

ARTICLE VII

Le présent accord entrera en vigueur dès que le directeur général du Bureau international du travail et le président de la Commission se seront notifié réciproquement l'approbation de l'accord par la Communauté et par le Conseil d'administration du Bureau international du travail.

en foi de quoi, le directeur général du Bureau international du travail, dûment autorisé par le Conseil d'administration du Bureau international du travail, et un membre de la Commission, dûment autorisé par celle-ci, ont signé le présent accord établi en langue française.

En vue des besoins respectifs des parties contractantes, l'Organisation établira pour sa part une traduction officielle du présent accord en langue anglaise et la Communauté des traductions officielles en langues allemande, italienne et néerlandaise.

Pour la Communauté européenne  
de l'énergie atomique

Pour l'Organisation internationale  
du travail

Heinz L. KREKELER

David A. MORSE

Fait à Genève, en deux exemplaires, le vingt-six janvier mil neuf cent soixante-et-un.

## Exchange of Letters between the International Labour Organization and the EEC Commission

Bruxelles, le 5 octobre 1961

Monsieur Le Directeur Général,

Au cours des conversations qui ont eu lieu récemment, les représentants de nos deux Institutions ont estimé qu'il y aurait intérêt à établir entre elles, dans le cadre des dispositions prévues à l'article 13 de l'Accord du 15 juillet 1958, un système de consultations directes permettant la mise en oeuvre plus efficace des modalités de liaisons et de collaboration prévues par notre Accord.

A cette fin, la Commission de la Communauté Economique Européenne et le Bureau International du Travail conviennent :

1. qu'un Comité permanent de contact sera créé en vue de la coordination des liaisons et de la collaboration entre les deux Institutions ;
2. que la Commission de la Communauté Economique Européenne sera représentée dans ce Comité par le Président du Groupe des Relations extérieures et le Président du Groupe des Affaires sociales ; le Bureau International du Travail sera représenté par Monsieur Jef Rens, Directeur Général adjoint, et Monsieur C. Wilfred Jenks, Sous-Directeur Général ;
3. que les fonctionnaires de la Commission de la Communauté Economique Européenne et du Bureau International du Travail, compétents pour les questions d'intérêt réciproque, seront appelés à participer aux travaux de ce Comité ;
4. que le Comité pourra se réunir chaque fois que cela s'avérera nécessaire à la demande de l'une ou de l'autre des deux parties à l'Accord.

Convaincu que ces dispositions permettront de développer harmonieusement la collaboration existant entre nos deux organisations, je vous prie d'agréer, Monsieur Le Directeur Général, l'expression de ma plus haute considération.

Walter HALLSTEIN

2 novembre 1961

Monsieur le Président,

Au cours des conversations qui ont eu lieu récemment les représentants de nos Institutions ont estimé qu'il y aurait intérêt à établir entre elles, dans le cadre de dispositions prévues à l'article 13 de l'Accord du 15 juillet 1958, un système de consultations directes permettant la mise en oeuvre plus efficace des modalités de liaisons et de collaboration prévues par notre Accord.

A cette fin, Le Bureau International du Travail et La Commission de La Communauté Economique Européenne Conviennent :

1. qu'un Comité permanent de contact sera créé en vue de la coordination des liaisons et de la collaboration entre les deux Institutions ;
2. que le Bureau International du Travail sera représenté dans ce Comité par M. Jef Rens, Directeur général adjoint, et M.C. Wilfred Jenks, Sous-Directeur général ; La Communauté Economique Européenne sera représentée par le Président du Groupe des Relations extérieures et le Président du Groupe des Affaires sociales ;
3. que les fonctionnaires du Bureau International du Travail et de La Commission de La Communauté Economique Européenne, compétents pour les questions d'intérêt réciproque, seront appelés à participer aux travaux de ce Comité ;
4. que le Comité pourra se réunir chaque fois que cela s'avérera nécessaire à la demande de l'une ou de l'autre des deux parties à l'Accord.

Convaincu que ces dispositions permettront de développer harmonieusement la collaboration existant entre nos deux organisations, je vous prie d'agréer, Monsieur le Président, l'expression de ma plus haute considération.

David-A. Morse  
Directeur Général

14 June 1978

Objet : Accords de coopération entre l'Organisation internationale du Travail et les Communautés européennes

Monsieur le Directeur général,

Une large convergence caractérise les objectifs de l'Organisation Internationale du Travail et des Communautés européennes. Aussi, conscientes de la nécessité de conjuguer leurs efforts, l'Organisation Internationale du Travail et les trois Communautés européennes ont-elles successivement conclu des accords fixant les conditions de leur coopération. L'expérience a montré, par la coopération harmonieuse qui s'est instituée et progressivement développée, que ces accords constituaient et constituent toujours un cadre utile, voire indispensable.

Les années écoulées ont confirmé, si besoin en était, à la fois l'importance de la dimension sociale dans le processus d'intégration européenne et le caractère irremplaçable de l'action de votre Organisation au plan mondial. Aucun automatisme, en effet, ne nous garantit la réalisation de nos objectifs communs: l'expansion économique, le développement de l'emploi, l'élévation du niveau de vie. Ces inégalités dans le développement économique, le partage imparfait des fruits de l'expansion, le chômage constituent autant de défis que nous nous devons, les uns et les autres, de relever.

La Commission des Communautés européennes n'a jamais douté de la justesse des principes qui ont présidé à la création de l'Organisation Internationale du Travail et elle estime, en particulier, que tous les partenaires concernés doivent être associés à l'élaboration des politiques économiques et sociales des pouvoirs publics. Elle a su, à cet égard, s'inspirer utilement de l'expérience de l'Organisation Internationale du Travail et, notamment, de sa structure tripartite.

Devant la persistance des difficultés du monde actuel, la coopération entre l'Organisation Internationale du Travail et les Communautés européennes est plus indispensable que jamais. La Commission souhaite que les mécanismes de collaboration mis en place soient non seulement maintenus, mais renforcés là où cela peut s'avérer utile. Elle apprécie à cet égard le rôle joué par le Bureau de liaison que le Bureau International du Travail a installé à Bruxelles. Elle réaffirme donc sa conviction qu'une coopération efficace entre ses travaux et ceux de l'Organisation Internationale du Travail est de nature à contribuer au progrès économique et social dans un monde où celui-ci est souvent remis en cause. Cette coopération est donc dans l'intérêt de la communauté internationale dans son ensemble.

Je vous prie de croire, Monsieur le Directeur général, à l'assurance de ma très haute considération.

Pour la Commission,

H. Vredeling  
Vice-Président

June 1978

Monsieur Le Président,

J'ai l'honneur d'accuser réception de votre lettre en date de ce jour réaffirmant la nécessité et l'importance de la coopération existant entre les Communautés européennes et l'Organisation internationale du Travail.

J'ai pris acte et marque mon accord sur les termes de cette communication dont je vous remercie. L'ensemble de ces dispositions nous permettra, en effet, de développer davantage la collaboration déjà existante dans nos domaines respectifs d'activités où les finalités sociales de nos deux Institutions se rencontrent.

C'est pour répondre à ces objectifs et travailler à leur réalisation que le Bureau international du Travail ne ménagera aucun effort et continuera d'accorder un intérêt tout particulier aux tâches de plus en plus importantes entreprises par les Communautés européennes et aux buts qu'elles poursuivent dans la voie du développement économique et de la justice sociale pour tous.

Veillez agréer, Monsieur Le Président, l'assurance de ma haute considération.

Francis Blanchard





FOOD AND AGRICULTURAL ORGANIZATION OF THE UNITED NATIONS

( F A O )

Exchange of Letters between the FAO and the EEC Commission

Bruxelles, le 25 octobre 1962

Monsieur Le Directeur Général,

Au cours des conversations qui ont eu lieu récemment entre les représentants de nos deux Institutions, il a été reconnu opportun de régler, par un échange de lettres, les relations de travail déjà existantes entre la Commission de la CEE et la FAO, et d'établir ainsi une base satisfaisante pour le développement de leur collaboration.

Un tel échange de lettres ne préjugerait pas la conclusion ultérieure éventuelle d'un accord de relations formelles entre la Communauté Economique Européenne et l'Organisation des Nations Unies pour l'Alimentation et l'Agriculture.

Convaincu de l'intérêt qu'il y a de rendre plus étroite la liaison et la collaboration entre la Commission de la CEE et la FAO, je vous propose les arrangements pratiques suivants :

1. L'échange régulier d'informations et de documents ;
2. La consultation sur les questions d'intérêt commun dans le domaine de l'alimentation et de l'agriculture (y compris la pêche et la sylviculture ;
3. La participation, dans la mesure du possible et sur invitation d'observateurs aux réunions traitant des questions d'intérêt commun, ou de toutes autres questions pour lesquelles une collaboration entre les deux institutions apparaîtrait souhaitable ;
4. La possibilité de constituer éventuellement des Comités mixtes chargés d'examiner certaines questions d'intérêt commun.

Afin de faciliter la mise en oeuvre de ces dispositions, la Commission de la CEE chargera sa Direction Générale de l'Agriculture d'entretenir les liaisons directes nécessaires avec les services compétents désignés par la FAO, tant pour étudier les questions générales d'intérêt commun que les problèmes spécifiques, dans tous leurs aspects économiques, sociaux et techniques. Les invitations aux réunions de la FAO, prévues à l'alinéa 3-3° du présent échange de lettres, pourront être adressées directement, comme d'habitude, au Président du Groupe de l'Agriculture.

De même, il appartiendra à la FAO de déterminer l'organe auquel les invitations aux réunions des services de la Commission de la CEE prévues à l'alinéa 3-3° du présent échange de lettres, pourront être adressées.

L'ensemble de ces dispositions nous permettra, je l'espère, de développer harmonieusement la collaboration déjà existante dans les secteurs respectifs d'activité où les finalités économiques et sociales de nos deux Institutions semblent se rencontrer, voire même s'intégrer.

Je vous prie d'agréer, Monsieur le Directeur Général, l'expression de ma plus haute considération.

W. HALLSTEIN

Le 11 décembre 1962

Monsieur Le Président,

J'ai l'honneur d'accuser réception de votre lettre du 25 octobre 1962 et de la lettre annexe concernant le règlement des relations de travail entre la FAO et la Commission de la Communauté Economique Européenne.

J'ai maintenant le plaisir de confirmer l'accord complet de la FAO au texte que vous m'avez soumis, énonçant les modalités de collaboration entre nos deux Organisations.

Afin d'éviter tout malentendu sur la portée exacte de cet échange de lettres, je me permets de reprendre l'énoncé des arrangements pratiques tels que vous les avez vous-même définis :

1. L'échange régulier d'informations et de documents ;
2. La consultation sur les questions d'intérêt commun dans le domaine de l'alimentation et de l'agriculture (y compris la pêche et la sylviculture ;
3. La participation, dans la mesure du possible et sur invitation, d'observateurs aux réunions traitant des questions d'intérêt commun, ou de toutes autres questions pour lesquelles une collaboration entre les deux institutions apparaîtrait souhaitable ;
4. La possibilité de constituer éventuellement des Comités mixtes chargés d'examiner certaines questions d'intérêt commun.

J'ai pris bonne note qu'en vue de faciliter la mise en oeuvre de ces dispositions, la Commission de la CEE chargera sa Direction générale de l'Agriculture d'entretenir les liaisons directes nécessaires avec les services compétents désignés par la FAO, tant pour étudier les questions générales d'intérêt commun que les problèmes spécifiques, dans tous leurs aspects économiques, sociaux et techniques.

J'ai également noté que les invitations aux réunions de la FAO prévues à l'alinéa 3-3. du présent échange de lettres, pourront être adressées directement, comme d'habitude, au Président du Groupe de l'Agriculture. De même, je vous serais reconnaissant de veiller à ce que toute invitation aux réunions des services de la CEE, prévues à l'alinéa 3-3. du présent échange de lettres, me soit adressée personnellement.

L'ensemble de ces dispositions nous permettra en effet, je l'espère, de développer harmonieusement la collaboration déjà existante dans les secteurs respectifs d'activité où les finalités économiques et sociales de nos deux Institutions semblent se rencontrer, voire même s'intégrer. Il est bien entendu que cet échange de lettres ne préjugera pas la conclusion ultérieure éventuelle d'un accord de relations formelles entre la Communauté économique européenne et l'Organisation des Nations Unies pour l'Alimentation et l'Agriculture.

Augurant une coopération toujours plus fructueuse entre nos Organisations, je vous prie d'agréer, Monsieur Le Président, l'expression de ma plus haute considération.

pour B.R. SEN  
Directeur général



INTERNATIONAL FUND FOR AGRICULTURAL DEVELOPMENT

( I F A D )

AGREEMENT ESTABLISHING THE IFAD \*

ARTICLE 3 - Section 1 - Admission

- b) Membership shall also be open to any grouping of States whose members have delegated to it powers in fields falling within the competence of the Fund, and which is able to fulfil all the obligations of a Member of the Fund.

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\* Doc. A/CONF. 73/15



UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION

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( U N E S C O )

CONVENTION CREATING UNESCO

(Extract)

ARTICLE XI - Relations with other Specialized International Organizations and Agencies

1. This Organization may co-operate with other specialized intergovernmental organizations and agencies whose interests and activities are related to its purposes. To this end the Director-General, acting under the general authority of the Executive Board, may establish effective working relationships with such organizations and agencies and establish such joint committees as may be necessary to assure effective co-operation. Any formal arrangements entered into with such organizations or agencies shall be subject to the approval of the Executive Board.
2. Whenever the General Conference of this Organization and the competent authorities of any other specialized intergovernmental organizations or agencies whose purpose and functions lie within the competence of this Organization, deem it desirable to effect a transfer of their resources and activities to this Organization, the Director-General, subject to the approval of the Conference, may enter into mutually acceptable arrangements for this purpose.
3. This Organization may make appropriate arrangements with other intergovernmental organizations for reciprocal representation at meetings.
4. The United Nations Educational, Scientific and Cultural Organization may make suitable arrangements for consultation and co-operation with non-governmental organizations concerned with matters within its competence, and may invite them to undertake specific tasks. Such co-operation may also include appropriate participation by representatives of such organizations on advisory committees set up by the General Conference.



## Exchange of Letters between UNESCO and the EEC Commission

Bruxelles, 2 septembre 1964

Monsieur Le Directeur Général,

Je suis heureux de constater que les conversations qui ont eu lieu récemment entre nos représentants pour déterminer les modalités de la coopération à établir entre nos deux institutions, ont abouti aux conclusions suivantes que je vous propose de consacrer par un échange de lettres.

La Communauté économique européenne qui s'est assigné pour but essentiel l'amélioration constante des conditions de vie et d'emploi des peuples qui la composent et qui a également pour objet d'assurer, conformément aux principes de la Charte des Nations Unies, le développement économique, social et culturel des pays et territoires qui lui sont associés, est appelée à entreprendre dans le domaine de l'éducation, de la science et de la culture certaines tâches qui sont en harmonie avec celles que l'UNESCO poursuit sur un plan universel.

En vue de coordonner les efforts des deux organisations dans la poursuite des buts qui leur sont communs, des relations de travail seront établies entre la Commission de la CEE et le Secrétariat de l'UNESCO.

Sous réserve des mesures qui pourront être nécessaires pour sauvegarder le caractère confidentiel de certains documents ou informations, la Commission de la CEE et le Secrétariat de l'UNESCO procéderont à un échange complet et rapide des documents et informations concernant les questions présentant un intérêt commun pour les deux organisations.

Le Directeur Général de l'UNESCO et Le Président de la Commission de la CEE ou leurs représentants dûment autorisés détermineront d'un commun accord à la requête de l'un d'eux les domaines d'activités respectifs considérés comme d'intérêt commun et donnant lieu à des échanges d'informations et de documents.

La Commission de la CEE et Le Secrétariat de l'UNESCO se consulteront chaque fois que nécessaire sur les questions considérées comme d'intérêt commun.

Sous réserve de l'observation des dispositions réglementaires existantes, Le Directeur Général de l'UNESCO adressera au Président de la Commission de la CEE des invitations à envoyer des observateurs de la Commission aux réunions et conférences de caractère technique organisées par l'UNESCO, lorsque des questions d'intérêt commun y seront examinées.

Dans les mêmes conditions, Le Président de la Commission de la CEE adressera au Directeur Général de l'UNESCO des invitations à se faire représenter par des observateurs aux réunions et conférences de caractère technique organisées par la CEE, lorsque des questions d'intérêt commun y seront examinées.

Des groupes de travail mixtes pourront être constitués pour étudier certaines questions techniques présentant un intérêt commun pour Le Secrétariat de l'UNESCO et pour la Commission de la CEE.

Les arrangements qui précèdent pourront être modifiés avec le consentement des deux parties intéressées. Ils pourront être dénoncés par l'une ou l'autre des deux parties moyennant préavis d'un an donné à l'autre partie.

Si vous êtes disposé à établir et à entretenir avec la Commission de la CEE des relations correspondant aux dispositions ci-dessus, je voudrais vous proposer que la présente lettre et la réponse que vous voudrez bien m'adresser, soient considérées avec celle-ci comme constituant l'accord fixant les relations à établir entre la Commission de la CEE et le Secrétariat de l'UNESCO, accord qui entrera en vigueur à partir de la date de votre réponse.

Je vous prie d'agréer, Monsieur Le Directeur Général, l'expression de ma haute considération.

Jean REY  
Membre de la Commission

Paris, le 15 septembre 1964

Monsieur Le Président,

Je me réfère à la lettre n° S/I/D14606/64 du 2 septembre, qui m'a été adressée par Monsieur Jean REY, membre de La Commission de La Communauté Economique Européenne et dont le texte suit :

.....  
.....  
.....

Je suis heureux de vous informer que j'ai soumis le texte de cette communication au Conseil exécutif de L'UNESCO qui m'a autorisé à accepter les propositions qui y sont contenues.

En conséquence, conformément à la suggestion faite dans le dernier paragraphe de la lettre précitée, cette dernière ainsi que la présente réponse seront considérées comme un accord fixant les relations entre la Commission de la CEE et Le Secrétariat de L'UNESCO, lequel accord entrera en vigueur à dater de ce jour.

Je vous prie d'agréer, Monsieur Le Président, l'expression de ma haute considération.

René Maheu  
Directeur général

Le 12 décembre 1972

Monsieur Le Président,

De retour à Paris je ne veux pas tarder davantage à vous remercier de votre aimable accueil et à vous exprimer la satisfaction que ma cause l'accord auquel nous sommes arrivés concernant les domaines d'action d'intérêt commun et les mécanismes et modalités de coopération dans et par lesquels peut s'exprimer en termes pratiques, avec le plus grand profit pour nos Etats membres, la collaboration de la Commission de la Communauté Economique Européenne et le Secrétariat de l'UNESCO dans le cadre de l'Accord conclu en septembre 1964 entre nos deux Organisations.

Les domaines d'action d'intérêt commun que nous avons retenus comme étant ceux où cette collaboration apparaît la plus importante et la plus opportune sont :

- a) les problèmes relatifs à l'environnement ;
- b) l'organisation d'un système mondial d'information scientifique et technique ;
- c) les problèmes de l'enseignement supérieur, y compris la promotion d'un régime d'équivalence des diplômes universitaires ;
- d) la lutte contre l'analphabétisme en Afrique ;
- e) l'aide au développement dans les domaines de l'éducation, de la science, de la culture et des moyens d'information.

Quant aux mécanismes et aux modalités de coopération, nous sommes tombés d'accord pour organiser aussitôt que possible en 1973 des échanges d'informations et des consultations à deux niveaux, visant, d'une part, à favoriser et promouvoir l'adoption de programmes ou de projets particuliers et traitant, d'autre part, de questions générales intéressant la Commission et l'UNESCO.

Dans le premier cas, le mécanisme le plus approprié nous a paru être fourni par des groupes de travail mixtes tels que prévus par l'Accord de 1964. Ces groupes de travail devraient être constitués le plus tôt possible dans chacun des domaines d'action énumérés ci-dessus. Ils seront composés par des fonctionnaires responsables des services compétents. Ils pourraient se réunir alternativement à Bruxelles et à Paris suivant une fréquence qu'ils détermineront eux-mêmes, qui pourrait être par exemple de deux sessions par an. Ils devront éviter dans leurs méthodes de travail tout vain formalisme et il va de soi que leur fonctionnement ne saurait dispenser en aucune manière des consultations individuelles que le traitement ordinaire des affaires peut requérir sous des formes diverses entre les techniciens des deux parties.

Dans le second cas, je pense comme vous que le mieux est de prévoir des rencontres entre le Président de la Commission et le Directeur Général où seraient évoquées librement dans une atmosphère aussi formelle que possible les questions générales intéressant la Commission et l'UNESCO.

Si, comme je me plais à le croire, les considérations et propositions formulées ci-dessus reflètent avec suffisamment de fidélité les conclusions de notre entretien du 7 décembre je vous demanderais de vouloir bien considérer cette lettre et votre réponse comme définissant les modalités pratiques de coopération entre la Commission et le Secrétariat de l'UNESCO conformément à l'accord par échange de lettres en date des 2 et 15 septembre 1964.

Je vous prie d'agréer, Monsieur le Président, l'expression de ma haute considération.

René Maheu

Bruxelles, le 14 février 1973

Monsieur le Directeur Général,

J'ai pris connaissance de votre lettre du 12 décembre 1972 adressée à Monsieur le Président MANSHOLT, par laquelle vous avez bien voulu préciser l'accord de principe auquel vous étiez parvenus à l'occasion de votre visite à Bruxelles, en ce qui concerne les domaines d'intérêt commun entre la Commission des Communautés Européennes et l'Organisation des Nations Unies pour l'éducation, la science et la culture, ainsi que les modalités de coopération susceptibles de donner davantage d'efficacité à l'accord conclu en 1964.

Avant tout, je vous prie de bien vouloir excuser et mon pré-décesseur et moi-même de n'avoir pas été en mesure de répondre plus tôt à votre lettre. Cela s'explique par les retards inhérents au départ de la Commission présidée par Monsieur MANSHOLT et à l'entrée en charge de celle qui lui a succédé.

Je suis pleinement d'accord avec l'énumération des domaines d'intérêt commun repris sous les points a) à e) de votre lettre et avec l'idée d'organiser des réunions alternativement à Bruxelles et à Paris avec les fonctionnaires des services compétents dans les domaines considérés. Il appartiendrait aux hauts fonctionnaires compétents de part et d'autre d'établir le cadre de ces travaux. Quant aux questions d'intérêt général, je pense qu'elles pourraient être examinées en commun par le Directeur Général de l'UNESCO et le ou les membres de la Commission compétents pour les matières en cause. Il est bien entendu que, dans ce contexte, le Directeur Général de l'UNESCO et le Président de la Commission pourront toujours se rencontrer s'ils l'estiment utile dans l'intérêt des deux Parties.

En vous remerciant encore de votre lettre si aimable, je vous prie d'agréer, Monsieur le Directeur Général, l'expression de ma haute considération.

François-Xavier ORTOLI

WORLD HEALTH ORGANIZATION

( W H O )

Exchange of letters between the European Communities and the World Health Organization (WHO) laying down the procedure for cooperation between the two organizations

Brussels, 28 April 1982

Dear Dr Mahler,

In the course of the conversations that took place recently between the representatives of our two organizations, it became clear that there was a need to increase cooperation and strengthen the existing machinery for consultation.

I have the honour to propose that we establish, through the medium of an exchange of letters, closer contact and more effective working relationships between the European Communities and the World Health Organization.

For a number of years there has been very active cooperation between the Regional Committee for Europe in Copenhagen and the Commission which has been most advantageous to both parties. That cooperation was established in an exchange of letters dated 29 May and 19 June 1972 which we hereby confirm.

Our two organizations have common interests in a number of fields related to health, not only at regional, but also at world level, notably as regards the world health development programme, medical research, public health, the establishment of health criteria and standards, in particular in the field of the general and working environments, all evidence of the need to extend cooperation on a more global level.

For this reason, I feel the time has come to establish the principal methods of cooperation which could be established between our two organizations. These procedures are set out in the memorandum appended to this letter.

By strengthening and developing such cooperation, we will avoid unnecessary duplication of our activities and help to achieve more efficiently the objectives of social progress and health promotion of our two organizations.

I should like to propose that this letter and its appendix, and the answer you will send me, be regarded as constituting the arrangement establishing relations between the European Communities and the World Health Organization, which will enter into force on the date of your reply.

Yours sincerely,

Ivor Richard  
Member of the Commission

Mr. H. Mahler, MD,  
Director-General of the World Health Organization,  
CH-1211 Geneva 27.

Memorandum defining the arrangements for cooperation between the World Health Organization and the European Communities

1. Both Parties shall consult each other regularly on matters of common interest for the purpose of achieving their objectives in the field of health and with a view to establishing more effective coordination in the development and execution of relevant programmes being carried out by either organization.
  2. The Commission of the European Communities shall invite, where appropriate, representatives of the World Health Organization to participate as observer at its meetings with respect to items on the agenda in which the World Health Organization and the European Communities have a common interest.
  3. The World Health Organization shall invite a representative of the European Communities to participate as observer in sessions of the World Health Assembly, the Executive Board and the Regional Committee for Europe and, where appropriate, in the work of their committees, with respect to items on their agenda in which the European Communities and the World Health Organization have a common interest.
  4. Both Parties shall also make the necessary arrangements for ensuring reciprocal participation at other appropriate meetings convened under their respective auspices.
  5. Both Parties shall encourage and facilitate reciprocal exchange of pertinent information and documentation on matters with a common interest within their respective field of responsibility, with a view to increasing the efficiency of their respective efforts in those fields.
  6. The World Health Organization, through its Director-General, shall lend to the Commission of the European Communities any technical support which may be requested for the purpose of studying matters of common interest.
- The procedures for the reimbursement by the Commission of expenditure incurred by the World Health Organization shall be determined by common agreement in each case.
7. Both Parties shall make the necessary arrangements within their power in order to ensure the effective implementation of these provisions and, in particular:
    - (a) shall make appropriate arrangements to ensure close collaboration and liaison between the officials of the two institutions in fields of common interest;
    - (b) shall, through their respective representatives, review the progress made in establishing effective cooperation between the two organizations.

Geneva, 2 June 1982

Dear Sir,

Thank you for your letter of 28 April 1982 and the memorandum appended thereto defining the arrangements for cooperation between the World Health Organization and the European Communities.

I have the honour to inform you that the Organization is in full agreement with the proposals contained in those documents and I look forward to the extension of our cooperation and the establishment of more effective working relations between the two organizations.

Therefore, in accordance with your suggestion, your letter of 28 April and its attached memorandum, together with this reply, shall constitute the arrangement establishing relations between the European Communities and the World Health Organization, an arrangement which enters into force as from today's date.

Yours very truly,

H. Mahler, MD  
Director-General

Mr Ivor Richard,  
Member of the Commission of the European Communities,  
B-1049 Brussels.

Brussels, 9 June 1982

Dear Dr Mahler,

Thank you for your letter of 2 June 1982 in which you confirm that the proposals concerning future relationships between the European Communities and the World Health Organization are acceptable to you.

I look forward to continuing further cooperation between our two organizations.

Yours sincerely,

Ivor Richard  
Member of the Commission

Mr H. Mahler, MD,  
Director-General of the World Health Organization,  
CH-1211 Geneva 27.





INTER-GOVERNMENTAL MARITIME CONSULTATIVE ORGANIZATION

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( I M C O )

CONVENTION ON THE INTER-GOVERNMENTAL MARITIME CONSULTATIVE ORGANIZATION \*

(Extract)

Article 47

The Organization may, on matters within its scope, co-operate with other inter-governmental organizations which are not specialized agencies of the United Nations, but whose interests and activities are related to the purposes of the Organization.

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\* Doc. Sales n° IMCO 1968.1

INTERGOVERNMENTAL MARITIME CONSULTATIVE ORGANIZATION

( I M C O )

Formal exchange of letters between the IMCO and the EEC Commission

11 February 1974

Dear Mr President,

I have the honour to inform you that the Assembly of the Inter-Governmental Maritime Consultative Organization has endorsed the decision of the Council of the Organization authorizing the conclusion of an Arrangement for Cooperation and Collaboration between the Inter-Governmental Maritime Consultative Organization (hereinafter "IMCO") and the Commission of the European Communities (hereinafter "the Commission") on matters of mutual interest to the two parties.

On the side of the Commission I understand that Article 229 of the EEC Treaty is the basis for establishing such relations. Therefore, I should like to propose the following arrangements which will serve as a basis for cooperation between the two parties.

1. The Secretariat of IMCO and the Commission will cooperate and consult with each other on matters of common interest to the two parties in accordance with arrangements to be made from time to time between them.
2. Subject to such arrangements as may be necessary for safeguarding confidential information, the Secretariat of IMCO and the Commission will exchange information and keep each other fully informed of all projected activities and programmes of work which may be of interest to either party.
3. The Secretariat of IMCO will invite the Commission to send observers to conferences convened by IMCO and to meetings of IMCO organs which may have a bearing on subjects of interest to the European Communities. Similarly the Commission will invite IMCO to send observers to attend conferences of a public nature organized by the Commission, dealing with subjects of concern to IMCO, in accordance with the applicable provisions of the EEC Treaty.

4. The Secretariat of IMCO and the Commission may consult, where appropriate, on the use of personnel, material, services, equipment and facilities for joint undertakings in fields of common interest.

5. This arrangement shall be subject to revision by agreement between IMCO and the Commission.

6. IMCO or the Commission may denounce this arrangement by giving six months' notice to the other party.

I should be grateful if you would indicate whether these arrangements are acceptable to you as the basis of cooperation between IMCO and the Commission. It is my understanding that this letter and your reply thereto will together constitute the Agreement of Cooperation between the Inter-Governmental Maritime Consultative Organization and the Commission of the European Communities. This Agreement will come into force on the date of your reply to this letter.

Yours sincerely,

C.P. Srivastava  
Secretary-General

28 June 1974

Dear Sir,

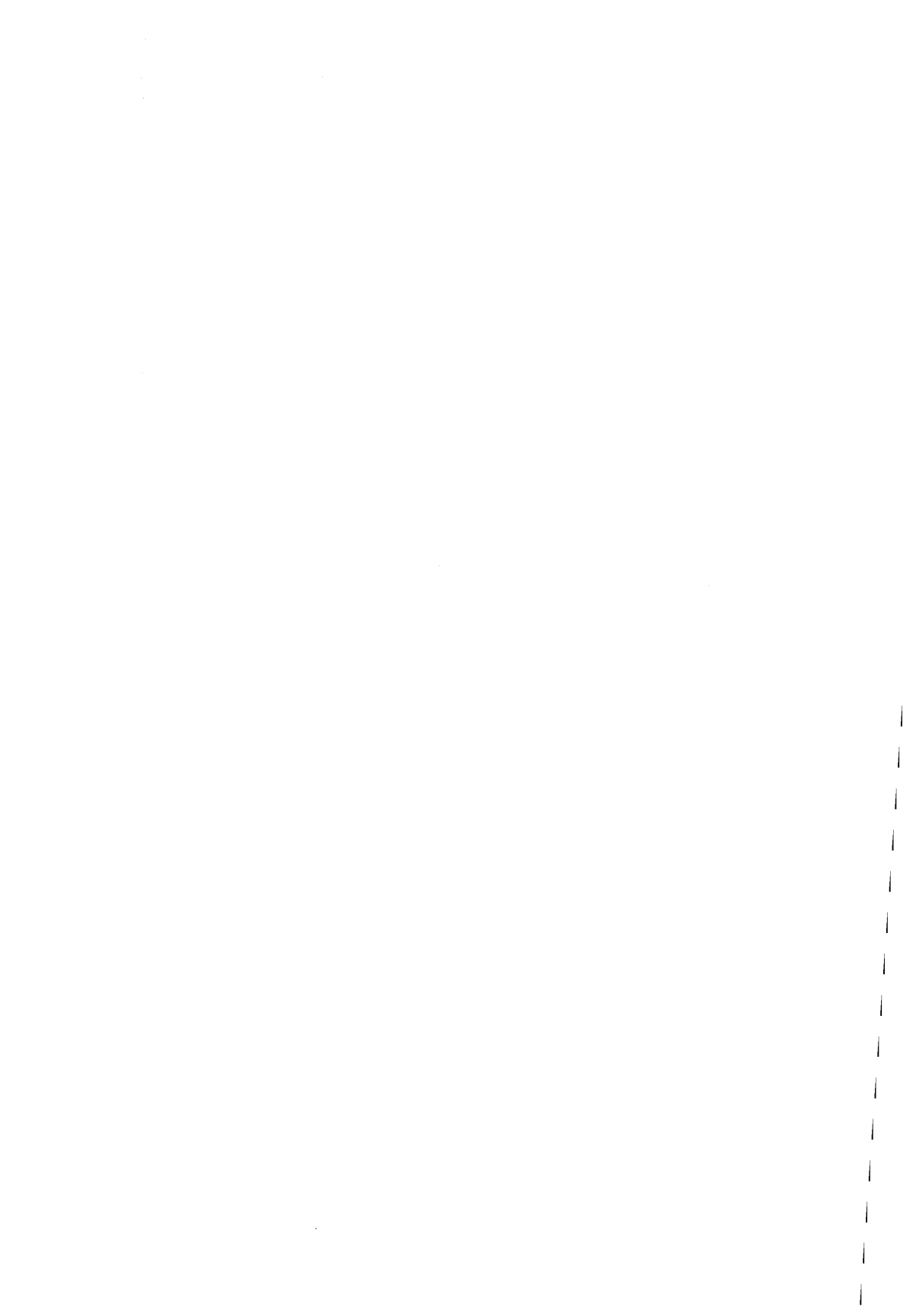
I am in receipt of your letter dated 7 March 1974 concerning the relationship between the Inter-Governmental Maritime Consultative Organization and the Commission of the European Communities, the text of which is as follows :

.....  
.....  
.....

I am pleased to inform you that these proposals are acceptable to the Commission. In consequence, in accordance with the suggestion in the final paragraph of your letter, that letter and my reply shall be considered as constituting the Agreement governing the relationship between the Commission of the European Communities and IMCO, the said Agreement will come into force as from today.

Yours sincerely,

François-Xavier ORTOLI  
President



WORLD INTELLECTUAL PROPERTY ORGANIZATION \*

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(W I P O)

STOCKHOLM CONVENTION - 14th July 1967

(Extract)

Article 13

Relations avec d'autres organisations

- 1) L'Organisation, si elle l'estime opportun, établit des relations de travail et coopère avec d'autres organisations intergouvernementales. Tout accord général passé à cet effet avec ces organisations est conclu par le Directeur général, après approbation du Comité de coordination.

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\* Doc. WIPO publication n° 111

WORLD INTELLECTUAL PROPERTY ORGANIZATION

( W I P O )

Exchange of letters between the WIPO and the EEC Commission.

14 juillet 1977

Monsieur Le Directeur Général,

J'ai l'honneur de me référer à votre lettre du 9 janvier 1976, par laquelle vous suggérez la conclusion d'un accord de travail destiné à renforcer la coopération entre l'Organisation Mondiale de la Propriété Intellectuelle et la Commission des communautés européennes.

A la suite des consultations qui ont eu lieu depuis lors entre nos représentants respectifs, j'ai le plaisir de vous proposer que notre future coopération soit fondée sur les dispositions suivantes :

1. La Commission et l'Organisation échangeront selon les nécessités tous renseignements et toute documentation pertinents dans le domaine de la protection de la propriété intellectuelle.
2. Des consultations périodiques auront lieu entre la Commission et l'Organisation en vue de déterminer à l'avance les réunions d'intérêt commun auxquelles chacune des deux institutions pourra participer sur invitation de l'autre.
3. La Commission et l'Organisation se consulteront également sur la possibilité de la convocation conjointe de séminaires et de symposiums ainsi que, le cas échéant, de la coopération dans d'autres activités d'intérêt commun.

Pour sa part, la Commission est prête à envisager d'inviter des représentants de l'Organisation, dans les cas appropriés, à contribuer aux travaux préparatoires que la Commission entreprend dans le domaine de la protection de la propriété intellectuelle avant qu'elle n'établisse ses propositions formelles ou n'arrête ses décisions.

Il est entendu que toute participation des Communautés européenne aux négociations de Traités ou autres instruments internationaux se déroulant dans les conférences diplomatiques convoquées par l'Organisation fera l'objet de décisions appropriées des instances compétentes de l'Organisation ou des unions administrées par l'Organisation ou des dites conférences.

Au cas où les dispositions mentionnées aux points 1, 2 et 3 ci-dessus rencontreraient votre agrément, je propose que lesdites dispositions constituent l'accord de coopération dans le domaine de la protection de la propriété intellectuelle entre la Commission des Communautés européennes et l'Organisation Mondiale de La Propriété Intellectuelle.

Veillez agréer, Monsieur le Directeur Général, les assurances de ma considération distinguée.

Roy Jenkins



July 15, 1977

Dear Mr. President,

I have the honor to acknowledge receipt of your letter of July 5, 1977, in which you propose that the future cooperation between the Commission of the European Communities and the World Intellectual Property Organization be based on the following provisions :

1. The Commission and the Organization will exchange, as necessary, any relevant information and documentation in the field of the protection of intellectual property.
2. Periodic consultations will take place between the Commission and the Organization in order to determine in advance the meetings of mutual interest in which each may participate upon the invitation of the other.
3. The Commission and the Organization will also consult on the possibility of convening jointly seminars and symposia and, where appropriate, cooperating in other activities of mutual interest.

I have taken due note that the Commission for its part is prepared to consider inviting representatives of the Organization, in appropriate cases, to contribute to the preparatory work that the Commission undertakes in the field of the protection of intellectual property before the Commission draws up its formal proposals or takes its decisions.

It is understood that any participation of the European Communities in the negotiation of treaties or other international instruments taking place in diplomatic conferences convened by the Organization will be the subject of appropriate decisions taken by the competent bodies of the Organization or of the Unions administered by the Organization or of the said conferences.

The provisions under 1 to 3, above, are agreeable to me and, subject to approval of the Coordination Committee of the World Intellectual Property Organization, which I shall seek to obtain next September, they constitute the agreement on cooperation in the field of the protection of intellectual property between the Commission of the European Communities and the World Intellectual Property Organization.

In the interim, I shall apply the said provisions on a provisional basis. I shall inform you next October of the decision of the Coordination Committee of the World Intellectual Property Organization.

Sincerely yours,

Arpad Bogsch  
Director General

INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT

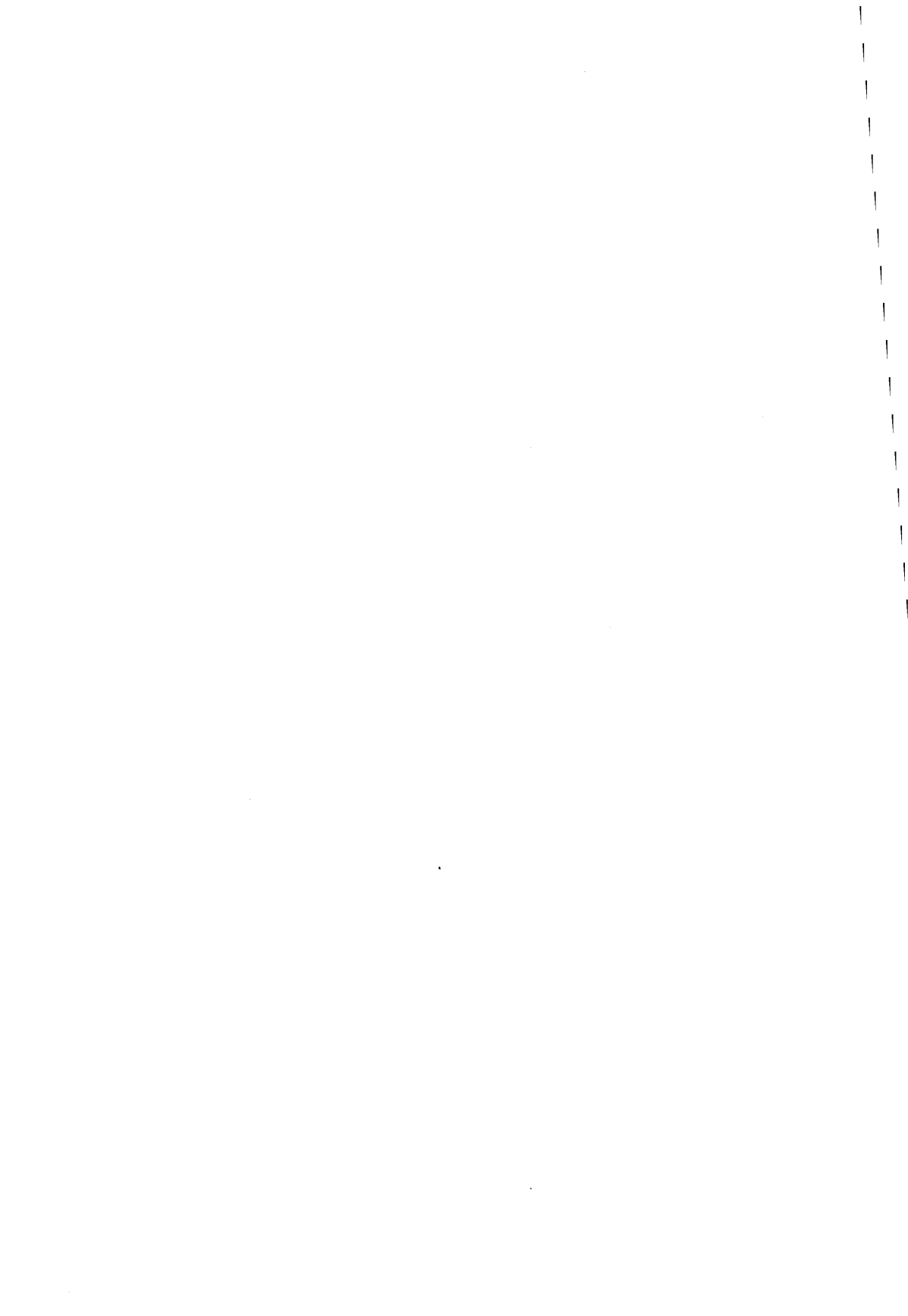
( I B R D )

STATUTE OF THE BANK

( extract )

Section 8 - Relations with other international organizations

- a) The Bank shall cooperate within the terms of this Agreement with any general international organizations and with public international organizations having specialized responsibilities in related fields. Any arrangements of such cooperation which would involve a modification of any provision of this Agreement may be effected only after amendment to this Agreement under Article VIII.



INTERNATIONAL MONETARY FUND

( I M F )

AGREEMENT ESTABLISHING THE IMF

(Extract)

ARTICLE X : Relations with Other International Organizations

The Fund shall cooperate within the terms of this Agreement with any general international organizations having specialized responsibilities in related fields. Any arrangements for such cooperation which would involve a modification of any provision of this Agreement may be effected only after amendment to this Agreement under Article XVII.

## Exchange of letters between the IMF and the EEC Commission

Bruxelles, le 20 janvier 1972

Cher Monsieur Schweitzer,

A la suite de la conversation que nous avons eue à Washington, j'ai l'honneur de vous faire savoir que la Commission m'a chargé de prendre avec vous les dispositions nécessaires pour assurer un échange d'informations et des contacts appropriés entre le Fonds Monétaire International et la Communauté économique européenne.

La dernière réunion annuelle à Washington a fourni aux représentants de nos services l'occasion de discuter des arrangements informels possibles qui pourraient intervenir pour un échange d'informations concernant des sujets d'intérêt commun. Ceci pourrait inclure un échange officieux d'informations sur des questions générales ainsi que sur la situation économique et financière des pays membres communs aux deux organisations.

Nous espérons que des discussions de ce genre entre représentants de la Communauté et du FMI pourront avoir lieu fréquemment.

A la suite de nos discussions, je souhaiterais, en outre, demander au FMI de rendre possible un échange de documentation sur des bases régulières. La documentation que nous souhaiterions recevoir du Fonds comprend les documents préparés en vue des consultations découlant de l'article VIII avec les pays membres de la Communauté ainsi que les autres documents concernant ces mêmes pays membres de la Communauté. De notre côté, nous transmettrions au FMI la documentation que la Commission élabore de temps à autre concernant la situation économique et financière des pays membres.

Il est entendu que le FMI nous fournira cette documentation d'après la pratique générale du Fonds, c'est-à-dire après que les documents aient été pris en considération par les Directeurs Exécutifs du Fonds. Les documents transmis à la Commission seront considérés comme confidentiels et ne seront par conséquent ni cités ni rendus publics. Nous vous demandons, en particulier, copie des rapports de vos services sur les consultations de l'article VIII et les autres documents concernant les pays membres de la CEE en vue d'une diffusion limitée aux membres de la Commission et au personnel qualifié de nos services. Je vous

serais reconnaissant de bien vouloir nous confirmer l'accord du FMI concernant les arrangements indiqués ci-dessus. J'ai confiance qu'à l'avenir il s'établira une collaboration prolongée et féconde entre la Communauté économique européenne et le FMI sur cette question d'intérêt commun.

Je vous prie d'agréer, Cher Monsieur Schweitzer, les assurances de ma très haute considération.

Raymond BARRE

March 20, 1972

Dear Mr. Barre,

I refer to your letter of January 20, 1972 regarding exchange of information between the European Economic Community and the International Monetary Fund.

I am pleased to advise you that the Executive Directors of the Fund have approved the arrangements for exchange of information and appropriate contacts which were proposed in your letter. I am confident that these arrangements will enhance the cooperation that already exists between the Fund's staff and that of your organization.

Henceforth, on a regular basis we will be sending you documents covering matters of common interest. The undertaking of the EEC in this context to refrain from quoting the documents or making them public is appreciated. The Fund will continue to send members of its staff to Brussels for briefings, and we will welcome visits to our offices by members of the staff of the EEC.

The Fund will treat documents received from the EEC with the same measure of confidentiality as will be accorded under your letter to the documentation made available by the Fund.

I, too, look forward to a mutually beneficial collaboration on the many interests shared by our two organizations.

Sincerely yours,

P.P. Schweitzer  
Managing Director



INTERNATIONAL ATOMIC ENERGY AGENCY

( I A E A )

AGENCY STATUTE

(Extract)

ARTICLE XVI - Relationship with other organizations

- A. The Board of Governors, with the approval of the General Conference, is authorized to enter into an agreement or agreements establishing an appropriate relationship between the Agency and the United Nations and any other organizations the work of which is related to that of the Agency.



AGREEMENT BETWEEN THE KINGDOM OF BELGIUM, THE KINGDOM OF DENMARK,  
THE FEDERAL REPUBLIC OF GERMANY, IRELAND, THE ITALIAN REPUBLIC,  
THE GRAND DUCHY OF LUXEMBOURG, THE KINGDOM OF THE NETHERLANDS,  
THE EUROPEAN ATOMIC ENERGY COMMUNITY AND THE  
INTERNATIONAL ATOMIC ENERGY AGENCY IN IMPLEMENTATION  
OF ARTICLE III, (1) and (4) OF THE TREATY ON THE  
NON-PROLIFERATION OF NUCLEAR WEAPONS (1)

WHEREAS the Kingdom of Belgium, the Kingdom of Denmark, the Federal Republic of Germany, Ireland, the Italian Republic, the Grand Duchy of Luxembourg and the Kingdom of the Netherlands (hereinafter referred to as "the States") are signatories of the Treaty on the Non-Proliferation of Nuclear Weapons (hereinafter referred to as "the Treaty") [2] opened for signature at London, Moscow and Washington on 1 July 1968 and which entered into force on 5 March 1970;

RECALLING that pursuant to Article IV(1) of the Treaty nothing in the Treaty shall be interpreted as affecting the inalienable right of all the Parties to the Treaty to develop research, production and use of nuclear energy for peaceful purposes without discrimination and in conformity with Articles I and II of the Treaty;

RECALLING that according to Article IV(2) of the Treaty all the Parties to the Treaty undertake to facilitate, and have the right to participate in, the fullest possible exchange of equipment, materials and scientific and technological information for the peaceful uses of nuclear energy;

RECALLING further that under the terms of the same paragraph the Parties to the Treaty in a position to do so shall also co-operate in contributing alone or together with other States or international organisations to the further development of the applications of nuclear energy for peaceful purposes, especially in the territories of non-nuclear-weapon States Party to the Treaty;

WHEREAS Article III(1) of the Treaty provides that each non-nuclear-weapon State Party to the Treaty undertakes to accept safeguards, as set forth in an agreement to be negotiated and concluded with the International Atomic Energy Agency (hereinafter referred to as "the Agency") in accordance with the Statute of the Agency (hereinafter referred to as "the Statute") and the Agency's safeguards system, for the exclusive purpose of verification of the fulfilment of its obligations assumed under this Treaty with a view to preventing diversion of nuclear energy from peaceful uses to nuclear weapons or other nuclear explosive devices;

WHEREAS Article III(4) provides that non-nuclear-weapon States Party to the Treaty shall conclude agreements with the Agency to meet the requirements of the said Article either individually or together with other States in accordance with the Statute;

WHEREAS the States are Members of the European Atomic Energy Community (EURATOM) (hereinafter referred to as "the Community") and have assigned to institutions common to the European Communities regulatory, executive and judicial powers which these institutions exercise in their own right in those areas for which they are competent and which may take effect directly within the legal systems of the Member States;

WHEREAS within this institutional framework, the Community has in particular the task of ensuring, through appropriate safeguards, that nuclear materials are not diverted to purposes other than those for which they were intended, and will, from the time of the entry into force of the Treaty within the territories of the States, thus be required to satisfy itself through the system of safeguards established by the EURATOM Treaty, that source and special fissionable material in all peaceful nuclear activities within the territories of the States is not diverted to nuclear weapons or other nuclear explosive devices;

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(1) OJ L 31, 22. 2. 1978, p. 1.

WHEREAS these safeguards include notification to the Community of the basic technical characteristics of nuclear facilities, maintenance and submission of operating records to permit nuclear materials accounting for the Community as a whole, inspections by officials of the Community, and a system of sanctions;

WHEREAS the Community has the task of establishing with other countries and with international organisations relations which may promote progress in the use of nuclear energy for peaceful purposes and is expressly authorised to assume special safeguard obligations in an agreement with a third State or an international organisation;

WHEREAS the Agency's international safeguards system referred to in the Treaty comprises, in particular, provisions for the submission of design information to the Agency, the maintenance of records, the submission of reports on all nuclear material subject to safeguards to the Agency, inspections carried out by the Agency's inspectors, requirements for the establishment and maintenance of a system of accounting for and control of nuclear material by a State, and measures in relation to verification of non-diversion;

WHEREAS the Agency, in the light of its statutory responsibilities and its relationship to the General Assembly and the Security Council of the United Nations, has the responsibility to assure the international community that effective safeguards are being applied under the Treaty;

NOTING that the States which were Members of the Community when they signed the Treaty, made it known on that occasion that safeguards provided for in Article III(1) of the Treaty would have to be set out in a verification agreement between the Community, the States and the Agency and defined in such a way that the rights and obligations of the States and the Community would not be affected;

WHEREAS the Board of Governors of the Agency (hereinafter referred to as "the Board") has approved a comprehensive set of model provisions for the structure and content of agreements between the Agency and States required in connection with the Treaty to be used as the basis for negotiating safeguards agreements between the Agency and non-nuclear-weapon States Party to the Treaty;

WHEREAS the Agency is authorised under Article III, A, 5 of the Statute, to apply safeguards, at the request of the parties, to any bilateral or multilateral arrangement, or at the request of a State, to any of that State's activities in the field of atomic energy;

WHEREAS it is the desire of the Agency, the Community and the States to avoid unnecessary duplication of safeguards activities;

DEFINITIONS

Article 98

For the purpose of this Agreement :

1. A. Community means both :

- (a) The legal person created by the Treaty establishing the European Atomic Energy Community (EURATOM), Party to this Agreement, and
- (b) The territories to which the EURATOM Treaty applies.

B. States means the non-nuclear-weapon States Members of the Community, Party of this Agreement.

COMMISSION

AGREEMENT OF COOPERATION BETWEEN THE EUROPEAN ATOMIC  
ENERGY COMMUNITY AND THE INTERNATIONAL  
ATOMIC ENERGY AGENCY (1)

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Article premierCoopération et consultation

L'Agence internationale de l'énergie atomique (ci-après dénommée "Agence") et la Communauté européenne de l'énergie atomique (ci-après dénommée "Communauté") conviennent que, en vue de faciliter la réalisation des fins définies par le statut de l'Agence et le traité instituant la Communauté, elles agiront en coopération étroite. Les parties contractantes se consulteront régulièrement en ce qui concerne les questions présentant un intérêt commun, en vue d'harmoniser leurs efforts dans la mesure du possible, compte tenu de leurs natures et de leurs missions respectives.

Article IIReprésentation

1. La Communauté sera invitée à se faire représenter aux sessions ordinaires annuelles de la conférence de l'Agence et ses représentants pourront participer, sans droit de vote, aux délibérations de cet organe et, s'il y a lieu, de ses commissions, en ce qui concerne les questions à l'ordre du jour qui intéressent la Communauté.
2. L'Agence et la Communauté prendront en outre les dispositions nécessaires en vue d'assurer une représentation réciproque aux réunions appropriées convoquées sous leurs auspices respectifs.

(1) OJ L 329, 23. 12. 1975, p. 28.

### Article III

#### Echange de renseignements et de documents

L'Agence et la Communauté procéderont à un large échange de renseignements et de documents, sous réserve des restrictions et des arrangements que chaque partie contractante pourrait juger nécessaires pour sauvegarder le caractère confidentiel de certains renseignements et documents.

### Article IV

#### Coopération administrative et technique

Si la coopération proposée par l'une des parties contractantes à l'autre conformément au présent accord entraîne des dépenses qui dépassent celles d'administration courante, il sera procédé entre l'Agence et la Communauté à des consultations en vue de déterminer la manière la plus équitable de faire face à de telles dépenses.

### Article V

#### Exécution de l'accord

Le directeur général de l'Agence et la Commission des Communautés européennes pourront conclure des arrangements nécessaires afin d'assurer la bonne exécution de présent accord.

### Article VI

#### Notification à l'Organisation des Nations Unies

##### Classement et inscription au répertoire

1. Conformément à l'accord qu'elle a conclu avec l'Organisation des Nations Unies, l'Agence informera celle-ci sans délai des termes du présent accord.
2. Dès l'entrée en vigueur du présent accord conformément aux dispositions de l'article VIII, l'Agence le communique au secrétaire général de l'Organisation des Nations Unies, aux fins de classement et d'inscription au répertoire.

Article VII

Dénonciation de l'accord

Chacun des parties contractantes pourra dénoncer le présent accord, en donnant un préavis de six mois à l'autre partie.

Article VIII

Entrée en vigueur

Le présent accord entrera en vigueur le premier jour du mois suivant la date à laquelle les parties contractantes se seront notifiées l'accomplissement des procédures internes nécessaires à cet effet (1).

Article IX

Langues

Le présent accord a été rédigé, en double exemplaire, en langues anglaise et française, les deux textes faisant également foi.

En vue des besoins respectifs des parties contractantes, l'Agence établira des traductions officielles du présent accord en langues espagnole et russe, et la Communauté des traductions officielles en langues allemande, danoise, italienne et néerlandaise.

Pour la Communauté européenne  
de l'énergie atomique

Pour l'Agence internationale de  
l'énergie atomique

Guido BRUNNER

Sigvard EKLUND

Fait à Vienne, le 1er décembre 1975.

(1) Cette notification ayant eu lieu le 1er décembre 1975, l'accord entre en vigueur le 1er janvier 1976.

AGREEMENT BETWEEN THE UNITED KINGDOM OF GREAT BRITAIN AND  
NORTHERN IRELAND, THE EUROPEAN ATOMIC ENERGY COMMUNITY  
AND THE INTERNATIONAL ATOMIC ENERGY AGENCY FOR THE  
APPLICATION OF SAFEGUARDS IN THE  
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND  
IN CONNECTION WITH THE TREATY ON THE NON-PROLIFERATION OF  
NUCLEAR WEAPONS

WHEREAS the United Kingdom of Great Britain and Northern Ireland (hereinafter referred to as "the United Kingdom") is party to the Treaty on the Non-Proliferation of Nuclear Weapons (hereinafter referred to as "the Treaty") which was opened for signature at London, Moscow and Washington on 1 July 1968 and which entered into force on 5 March 1970;

WHEREAS States party to the Treaty have undertaken to co-operate in facilitating the application of the safeguards of the International Atomic Energy Agency (hereinafter referred to as "the Agency") to peaceful nuclear activities;

WHEREAS non-nuclear-weapon States party to the Treaty have undertaken to accept safeguards, as set forth in agreements to be negotiated and concluded with the Agency, on all source or special fissionable material in all peaceful nuclear activities within their territories, under their jurisdiction or carried out under their control anywhere, for the exclusive purpose of verifying that such material is not diverted to nuclear weapons or other nuclear explosive devices;

WHEREAS the United Kingdom, as a nuclear-weapon State within the meaning of the Treaty, has throughout desired to encourage widespread adherence to the Treaty by demonstrating to non-nuclear-weapon States that they would not be placed at a commercial disadvantage by reason of the application of safeguards pursuant to the Treaty;

WHEREAS the United Kingdom, to this end, has stated that at such time as international safeguards are put into effect in non-nuclear-weapon States in implementation of the provisions of the Treaty, it would be prepared to offer an opportunity for the application of similar safeguards in the United Kingdom subject to exclusions for national reasons only;

WHEREAS the United Kingdom is a party to the Treaty establishing the European Atomic Energy Community (hereinafter referred to as "the Community"), by virtue of which Treaty institutions of that Community exercise in their own right, in those areas for which they are competent, regulatory, executive and judicial powers which may take effect directly within the legal systems of the Member States;

WHEREAS, within this institutional framework, the Community has in particular the task of ensuring, through appropriate safeguards, that civil nuclear materials are not diverted to uses other than those for which they were intended;

WHEREAS these safeguards include declaration to the Community of the basic technical characteristics of civil nuclear facilities, maintenance and submission of operating records to permit nuclear materials accounting for the Community as a whole, inspections by officials of the Community, and a system of sanctions;

WHEREAS the Community has the task of establishing with other countries and international organizations such relations as will foster progress in the peaceful uses of nuclear energy and is expressly authorized to assume particular safeguarding obligations in an agreement concluded with a third State or an international organization;

WHEREAS the Agency's international safeguards system referred to in the Treaty comprises, in particular, provisions for the submission of design information to the Agency, and keeping of records, the submission to the Agency of reports on all nuclear material subject to safeguards, inspections carried out by the Agency's inspectors, requirements for the establishment and maintenance of a system of accounting for and control of nuclear material by a State, and measures in relation to verification of non-diversion;

WHEREAS the Agency is authorized under Article III.A.5 of the Statute of the Agency (hereinafter referred to as 'the Statute'), to apply safeguards, at the request of the parties, to any bilateral or multilateral arrangement, or at the request of a State, to any of that State's activities in the field of atomic energy;

NOTING that the United Kingdom has declared its intention to negotiate with the Agency a pattern according to its circumstances for the application of safeguards in the United Kingdom;

WHEREAS the Community has welcomed this declaration of intention and, having regard to the need to avoid unnecessary duplication of safeguards activity, has recognized that it is important to co-operate with the Agency in such application, and has associated itself with the United Kingdom in these negotiations;

NOTING the nature of the Agreement of 5 April 1973 and of the Protocol thereto between Belgium, Denmark, the Federal Republic of Germany, Ireland, Italy, Luxembourg, the Netherlands, the Community and the Agency in connection with the Treaty;



DEFINITIONS

Article 92

For the purpose of this Agreement :

- (1) "Community" means the legal person created by the Treaty establishing the European Atomic Energy Community (EURATOM), Party to this Agreement. Where by virtue of this Agreement notice has to be given or any communication sent to the Community, it shall be sufficiently given or sent if given or sent to the Commission of the European Communities.

ORGANIZATION FOR ECONOMIC COOPERATION AND DEVELOPMENT

( O E C D )

Protocol on the relations of the EEC with the OECD

SUPPLEMENTARY PROTOCOL No. 1 TO THE CONVENTION ON THE ORGANIZATION FOR ECONOMIC COOPERATION AND DEVELOPMENT

The signatories of the Convention on the Organization for Economic Cooperation and Development ;

Have agreed as follows :

1. Representation in the Organization for Economic Cooperation and Development of the European Communities established by the Treaties of Paris and Rome of 18th April 1951, and 25th March 1957, shall be determined in accordance with the institutional provisions of those Treaties.
2. The Commissions of the European Economic Community and of the European Atomic Energy Community as well as the High Authority of the European Coal and Steel Community shall take part in the work of that Organization.

Exchange of letters between the International Energy Agency and the EEC Commission

6th July, 1976

Mr. G. SCHUSTER  
Director General,  
Commission of the European Communities,  
200, rue de la Loi  
1049 BRUXELLES

Sir,

I have the honour to acknowledge receipt of your letter dated 24th June, 1976 stating the following :

"As you know, research and development programmes in the energy field are carried out in the framework of the EEC and the EAEC. Many of these programmes concern areas in which the International Energy Agency also has research and development programmes.

I have the honour to inform you hereby that the EEC and EAEC intend to co-operate with the IEA in research and development when such co-operation is likely to contribute towards the attainment of the research and development objectives of the Community in the field of energy.

This co-operation can be achieved through Community participation in the programmes and projects of the IEA. In particular, the Commission of the European Communities shall negotiate, on a case by case basis, "Implementing Agreements" in accordance with the provisions of the Treaties establishing the European Communities".

I am pleased to inform you that the International Energy Agency can agree to co-operate with the EEC and the EAEC in the field of energy research and development under the terms set forth in your letter.

Yours sincerely,

E. DAVIGNON

COUNCIL OF EUROPE

( C E )

RESOLUTION ADOPTED BY THE COMMITTEE OF MINISTERS

(at its Eighth Session - May, 1951)

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(Extract)

Relations with Intergovernmental and Non-governmental International Organizations

- i. The Committee of Ministers may, on behalf of the Council of Europe, conclude with any intergovernmental organization agreements on matters which are within the competence of the Council. These agreements shall, in particular, define the terms on which such an organization shall be brought into relationship with the Council of Europe.
- ii. The Council of Europe, or any of its organs, shall be authorised to exercise any functions coming within the scope of the Council of Europe which may be entrusted to it by other European intergovernmental organizations. The Committee of Ministers shall conclude any agreements necessary for this purpose.
- iii. The agreement referred to in paragraph i may provide, in particular :
  - a) that the Council shall take appropriate steps to obtain from, and furnish to, the organizations in question regular reports and information, either in writing or orally;
  - b) that the Council shall give opinions and render such services as may be requested by these organizations.
- iv. The Committee of Ministers may, on behalf of the Council of Europe, make suitable arrangements for consultation with international non-governmental organizations which deal with matters that are within the competence of the Council of Europe.

## Exchange of letters between the Council of Europe and the EEC Commission

Strasbourg, le 18 août 1959

Monsieur Le Président,

Dans sa Résolution (57)27, adoptée au mois de décembre 1957, le Comité des Ministres exprimait le souhait

"qu'entre les Assemblées du Conseil de l'Europe et des Communautés à Six, en général, entre le Conseil de l'Europe, d'une part, la Communauté Economique Européenne et la Communauté Européenne de l'Energie Atomique, d'autre part, soient établies des relations étroites dès que les institutions de ces dernières seront mises en place".

Au mois d'avril 1958, le Comité des Ministres, ayant constaté la mise en place des institutions des nouvelles Communautés Européennes, a donné mandat, par sa Résolution (58)11, au Secrétaire général d'entrer en contact avec la Communauté Economique Européenne et la Communauté Européenne de l'Energie Atomique, en vue d'étudier les moyens d'établir des relations étroites entre le Conseil de l'Europe et ces Communautés.

En ce qui concerne les relations entre le Comité des Ministres et la Commission de la Communauté Economique Européenne, j'ai l'honneur de porter à votre connaissance que le Comité, ayant été informé du résultat de nos entretiens, et sans préjuger la conclusion ultérieure d'un accord d'ensemble avec la Communauté, a donné son accord aux dispositions qui suivent :

1. La Commission communique au Comité des Ministres son rapport général annuel prévu à l'article 156 du Traité du 25 mars 1957 instituant la Communauté Economique Européenne. Elle participe aux discussions du Comité relatives aux problèmes traités dans son rapport.

Un représentant de la Commission participe aux réunions des Délégués des Ministres consacrées à ces problèmes.

2. Le Comité des Ministres peut adresser à la Commission toutes observations sur le rapport communiqué par celle-ci.

3. Le Comité des Ministres peut inviter la Commission à participer à ses débats sur tout autre problème de caractère général intéressant la Commission.

Un représentant de la Commission peut être invité à assister aux réunions des Délégués des Ministres consacrées à ces problèmes.

4. Les experts de la Commission peuvent être invités, dans les cas appropriés, à participer aux réunions des Comités d'experts gouvernementaux du Conseil de l'Europe traitant des problèmes intéressant la Communauté.
5. Les experts du Secrétariat général du Conseil de l'Europe peuvent, dans les cas appropriés, être invités par la Commission à avoir des échanges de vues avec ses services sur des problèmes intéressant le Conseil de l'Europe.
6. La Commission reçoit communication du rapport statutaire du Comité des Ministres et du rapport du Secrétaire général du Conseil de l'Europe sur la coopération européenne ainsi que le compte rendu officiel des débats de l'Assemblée consultative sur l'intégration économique européenne.
7. Dans le cadre du présent arrangement, la Commission et le Comité des Ministres du Conseil de l'Europe pourront prévoir d'autres moyens pratiques de collaboration.

Je vous serais reconnaissant de bien vouloir me faire savoir si les dispositions ci-dessus rencontrent l'agrément de votre Commission.

Veuillez agréer, Monsieur le Président, l'assurance de ma haute considération.

Ludovico BENVENUTI

Bruxelles, le 18 août 1959

Monsieur le Secrétaire général,

J'ai l'honneur d'accuser réception de votre lettre d'aujourd'hui au sujet des relations à établir entre la Commission de la Communauté Economique Européenne et le Comité des Ministres du Conseil de l'Europe.

Sans préjuger l'accord d'ensemble qui pourra être conclu ultérieurement entre la Communauté et le Conseil de l'Europe en conformité de l'article 230 du Traité instituant la Communauté Economique Européenne, qui prévoit que la Communauté établit avec le Conseil de l'Europe toute coopération utile, je suis heureux de vous faire savoir que j'approuve, au nom de la Commission de la Communauté Economique Européenne, les dispositions contenues dans votre lettre et reproduites ci-après, en vue de régler les modalités pratiques d'une coopération entre la Commission et le Comité des Ministres du Conseil de l'Europe :

.....  
.....  
.....

Veillez agréer, Monsieur le Secrétaire général, l'assurance de ma haute considération.

Walter Hallstein

CUSTOMS COOPERATION COUNCIL

( C C C )

CONVENTION ESTABLISHING A  
CUSTOMS COOPERATION COUNCIL

(Extract)

ARTICLE III

Le Conseil est chargé :

.....  
.....  
.....

h) de coopérer avec les autres organisations intergouvernementales au sujet des matières relevant de sa compétence.



DECISION N° 175Cooperation with the International Organizations and  
Non-Member States

## LE CONSEIL DECIDE :

d'abroger sa décision XII et de la remplacer par les dispositions qui suivent :

1. Le Secrétaire Général est chargé de prendre les dispositions utiles en vue :
  - a) de coopérer avec les autres organisations intergouvernementales au sujet des matières relevant de la compétence du Conseil,
  - b) d'établir avec les Nations Unies, leurs organes principaux et subsidiaires, ainsi qu'avec tous autres organismes intergouvernementaux, toutes relations propres à assurer une collaboration du Conseil dans la poursuite de leurs missions respectives,
  - c) de conclure les arrangements propres à faciliter les consultations et la coopération avec les organisations non-gouvernementales intéressées à des questions relevant de la compétence du Conseil.
2. Le Secrétaire Général peut, avec l'accord soit du Président du Conseil, soit du Président du Comité intéressé, inviter aux réunions du Conseil ou d'un Comité, en qualité d'observateurs, les représentants d'Etats non-membres et les représentants des organismes internationaux visés au numéro 1 ci-dessus.
3. Après avoir consulté, si possible, le Président du Comité intéressé, ou, dans les cas particuliers, le Président ou l'un des Vice-Présidents du Conseil, le Secrétaire Général peut, s'il estime que cette mesure servirait les intérêts du Conseil, prendre des dispositions en vue de faire représenter le Conseil aux réunions des autres organisations internationales. Cette représentation peut être assurée par le Secrétaire Général, par un fonctionnaire du Secrétariat délégué par lui, par le Président ou l'un des Vice-Président du Conseil ou du Comité intéressé ou encore par le délégué ou le délégué suppléant d'un Etat membre.
4. Le Secrétaire Général fait rapport au Conseil :
  - i) sur les résultats des dispositions qu'il a prises conformément au paragraphe 1 de la présente Décision ;
  - ii) sur les cas dans lesquels le Conseil a été représenté aux réunions visées au paragraphe 3 de la présente Décision, en précisant les questions qui y ont été examinées et qui présentent un intérêt pour le Conseil.

INTERGOVERNMENTAL COMMITTEE FOR EUROPEAN MIGRATION

( I C E M )

Exchange of letters between the ICEM and the EEC Commission.

Bruxelles, le 3 juillet 1961

Monsieur Le Directeur Général,

Des conversations préliminaires ont eu lieu dernièrement entre les représentants de nos deux organisations, relativement à des questions qui pourraient faire l'objet d'une collaboration plus étroite entre la Commission de la Communauté Economique Européenne et le Comité Intergouvernemental pour les Migrations Européennes.

Ces conversations ont montré l'intérêt que la Commission de la Communauté Economique Européenne porte aux mouvements migratoires vers des pays extra-européens dans le cadre de sa politique visant le développement des possibilités d'emplois dans les régions surpeuplées et de leur adaptation à la situation de la main-d'oeuvre dans la Communauté.

D'autre part, le Comité Intergouvernemental a développé des activités dans le domaine des migrations provenant de pays européens à population excédentaire vers des pays d'immigration d'outre-mer.

Désireux d'établir une base satisfaisante de coopération entre nos deux organisations dans le but de faciliter la solution des problèmes que pose l'organisation de l'émigration des pays de la Communauté vers les pays d'immigration d'outre-mer, la Commission de la Communauté Economique Européenne et le Comité Intergouvernemental conviennent des dispositions suivantes :

1. La Commission de la Communauté Economique Européenne et le Comité Intergouvernemental pour les Migrations Européennes entreprendront régulièrement des consultations sur des questions d'intérêt commun.

Ces consultations porteront notamment sur les programmes d'émigration du Comité Intergouvernemental pour les Migrations Européennes concernant les pays membres de la Communauté et sur l'action de la Commission de la Communauté Economique Européenne tendant à résoudre les problèmes que pose la situation de l'emploi dans la Communauté.

2. Un représentant de la Commission de la Communauté Economique Européenne pourra être invité en qualité d'observateur aux réunions du Conseil ou des Groupes techniques d'experts du Comité Intergouvernemental pour les Migrations Européennes lorsque l'ordre du jour comporte des questions d'intérêt commun, ou toutes autres questions pour lesquelles une collaboration avec la Commission serait requise.

3. Un représentant du Comité Intergouvernemental pour les Migrations Européennes pourra être invité en qualité d'observateur aux conférences et aux réunions de Comités ou de Groupes techniques d'experts convoqués par la Commission de la Communauté Economique Européenne et dont l'ordre du jour comporte des questions d'intérêt commun ou toutes autres questions pour lesquelles une collaboration avec le Comité Intergouvernemental pour les Migrations Européennes serait requise.

4. La Commission pourra inviter un représentant du Comité Intergouvernemental pour les Migrations Européennes à des échanges de vues avec elle ou avec tout autre service approprié de la Commission.

5. Le Directeur du Comité Intergouvernemental pour les Migrations Européennes pourra inviter un représentant de la Commission à des échanges de vues avec lui ou avec tout autre organe approprié de l'administration du Comité Intergouvernemental pour les Migrations Européennes.

6. Sous réserve du caractère confidentiel de certaines informations, la Commission de la Communauté Economique Européenne et le Comité Intergouvernemental pour les Migrations Européennes se communiqueront mutuellement les informations et documents relatifs aux questions figurant dans leurs programmes respectifs, portant un intérêt commun.

7. La Commission de la Communauté Economique Européenne et le Comité Intergouvernemental pour les Migrations Européennes, dans le cadre de leurs compétences respectives, pourront se prêter une assistance mutuelle suivant une procédure à établir d'un commun accord, dans l'exécution de certaines tâches entreprises dans le cadre des questions d'intérêt commun, telles que :

- travaux statistiques et de recherches,
- organisation de cours de formation professionnelle en faveur des travailleurs migrants des pays de la Communauté vers des pays d'immigration d'outre-mer,
- développement possible de plans spéciaux de migrations de travailleurs et de leurs familles des pays de la Communauté vers des pays d'immigration d'outre-mer.

8. Le Président de la Commission de la Communauté Economique Européenne et le Directeur du Comité Intergouvernemental pour les Migrations Européennes :

- a) prendront tous les arrangements utiles en vue d'assurer une collaboration et une liaison étroites entre les fonctionnaires compétents des deux Institutions dans les domaines d'intérêt commun ;
- b) examineront telles dispositions complémentaires et modifications qui pourraient s'avérer nécessaires à la lumière de l'application des dispositions ci-dessus convenues.

Je vous serais reconnaissant de bien vouloir me faire savoir votre confirmation du texte ci-dessus.

Je vous prie d'agréer, Monsieur le Directeur Général, les assurances de ma plus haute considération.

W. Hallstein

12 juillet 1961

Monsieur le Président,

J'ai l'honneur d'accuser réception de votre lettre du 3 juillet dont les termes suivent :

.....  
.....  
.....

Il m'est donc agréable, par la présente, de vous donner mon accord sur les dispositions énoncées ci-dessus.

Je vous prie d'agréer, Monsieur le Président, les assurances de ma plus haute considération.

B.G. Epinat



CENTRAL OFFICE FOR INTERNATIONAL RAILWAY TRANSPORT

( O C T I )

Exchange of letters between the OCTI and the EEC Commission

Berne, le 22 janvier 1959

Monsieur Le Directeur,

Objet : Coopération de l'Office central des transports internationaux par chemins de fer avec la Division des transports de la Communauté Economique Européenne (Marché Commun)

L'article 67 § 1 de la Convention Internationale concernant le transport des marchandises par chemins de fer "Révision de la Convention", prévoit notamment que :

"D'entente avec la majorité des Etats contractants, l'Office central invite à assister aux Conférences ordinaires et extraordinaires de révision des représentants :

a) d'organisations internationales gouvernementales ayant compétence en matière de transport ;

b) .....

D'autre part, L'annexe VI, Art. 5, à la CIM, portant :

"Statut relatif à la Commission de révision et aux Commissions d'experts," prévoit en particulier que :

"D'entente avec la majorité des Etats contractants, l'Office central invite à assister, avec voix consultative, aux séances des Commissions de révisions et des Commissions d'experts, des représentants :

a) .....

b) d'organisations internationales gouvernementales ayant compétence en matière de transport sous conditions de réciprocité.

c) .....

Se basant sur ces dispositions, Les Gouvernements des Etats parties à la CIM ayant été consultés, se sont déclarés d'accord pour que votre Organisation soit invitée aux sessions des Comités et Commissions réunis par l'Office central, dont l'ordre du jour comporte des questions qui pourraient l'intéresser.

.....  
.....

Le Directeur,  
J.Haenni

Bruxelles, le 2 mars 1959

Monsieur Le Directeur,

Votre lettre du 22 janvier 1959, portant sur la coopération entre l'Office Central des Transports Internationaux par Chemins de Fer et La Direction Générale des Transports de La Commission Economique Européenne, nous a été transmise et a fait l'objet de notre meilleure attention.

Tout d'abord, nous vous remercions très vivement d'avoir vous-même voulu nous témoigner l'intérêt que porte votre Organisation à l'établissement d'une collaboration étroite avec La Direction Générale de notre Commission qui est expressément chargée des problèmes et des questions de ce secteur spécialisé.

Une collaboration étroite entre nos deux Organisations dans ce domaine est certainement très souhaitable et nous serions très heureux de pouvoir étudier avec vous la formule la plus appropriée et les modalités pratiques de cette collaboration.

.....  
 .....

En ce qui concerne la condition de réciprocité, sur laquelle vous attirez notre attention, un examen plus approfondi sera indispensable afin d'en définir les modalités d'application, en tenant compte de la structure propre à chacune des deux Organisations.

Nous pensons, toutefois, que si chaque organisation se réserve la faculté d'inviter l'autre à se faire représenter par un ou plusieurs observateurs aux réunions d'intérêt commun, ou pour lesquelles une collaboration entre les deux Organisations serait justifiée en fonction des intérêts réciproques, nous pourrions rencontrer les conditions prévues au paragraphe b) de votre lettre du 22 janvier 1959.

Dans l'attente d'une communication de votre part traitant de cette dernière question, nous vous prions de bien vouloir agréer, Monsieur Le Directeur, l'expression de notre parfaite considération.

J. Rey  
 Président du Groupe  
 aux Relations Extérieures

EUROPEAN CONFERENCE OF MINISTERS OF TRANSPORT

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(E. C. M. T.)

PROTOCOL CONCERNING THE  
EUROPEAN CONFERENCE OF MINISTERS OF TRANSPORT

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( Extract )

ARTICLE 11 - Relations with International Organizations

- a) The Conference may establish relations with any supranational, intergovernmental or non-governmental international organizations concerned with European inland transport.



First exchange of letters between the ECMT and the EEC Commission

Paris, le 8 novembre 1962

Monsieur Le Président,

A la suite des contacts établis entre M. Lambert SCHAUS, Membre de votre Commission, et le Bureau de notre Comité des Suppléants, un aide-mémoire, reproduit en annexe, a été élaboré pour préciser les bases de la coopération entre la Commission de la Communauté Economique européenne et notre Conférence pour certains domaines spécifiques.

Cet aide-mémoire ayant recueilli l'approbation de la Conférence Européenne des Ministres des Transports, je vous serais obligé de me confirmer l'accord de la Commission que vous présidez.

Veillez agréer, Monsieur Le Président, l'assurance de mes sentiments de haute considération.

T. Bratteli

Strasbourg, le 21 novembre 1962

Monsieur Le Président,

Par votre lettre en date du 8 novembre 1962, vous avez bien voulu me transmettre un aide-mémoire élaboré à la suite des contacts établis entre M. Lambert SCHAUS, Membre de la Commission, et le Bureau du Comité des Suppléants de la Conférence Européenne des Ministres des Transports pour préciser les bases de coopération dans certains domaines spécifiques entre la Commission de la Communauté Economique Européenne et la Conférence Européenne des Ministres des Transports.

J'ai l'honneur de vous informer que la Commission a marqué son accord pour établir les relations avec le C.E.M.T. sur les bases de l'aide-mémoire en question.

Veillez agréer, Monsieur Le Président, les assurances de ma très haute considération.

Walter Hallstein

AIDE-MEMOIRE  
RELATIVE TO THE RELATIONS BETWEEN THE ECMT  
AND THE EEC COMMISSION

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Dès l'entrée en vigueur du Traité de Rome, la C.E.M.T. s'est préoccupée des liaisons à établir avec les nouvelles institutions européennes qui, en raison des dispositions dudit traité, ont à remplir des tâches très importantes dans le domaine des transports.

Le 26 avril 1958, le Président de la C.E.M.T., eut un premier contact avec le Président de la Commission de la C.E.E., et par suite, le 28 septembre 1958, avec le Président du Groupe "Transports" de la Commission. Le désir réciproque de coopération des deux Organisations fut alors souligné ; toutefois, il fut reconnu que les relations entre elles devraient, du moins au début, conserver une certaine souplesse et un caractère pragmatique.

D'autre part, en octobre 1958, lors d'une session du Conseil des Ministres de la C.E.M.T., un Groupe restreint fut constitué au sein de cette dernière par les six pays de la C.E.E. La Mission de ce groupe était définie comme suit :

- préparer les informations à donner à la C.E.M.T. au sujet des problèmes de transport qui seront traités au sein du Marché Commun ;
- recueillir, sur ces problèmes, l'avis des autres membres de la C.E.M.T.

Depuis cette époque, le Groupe restreint a régulièrement donné aux autres membres de la C.E.M.T. des informations sur les travaux entrepris par la C.E.E. en matière de transport.

Second exchange of letters between the ECMT and the EEC Commission

Paris, 18 February 1972

My dear Minister,

First I would like to thank you for having accepted my invitation so that we should see together how co-operation between our two Organisations could best be strengthened.

Our exchange of views on this subject on 7th February gave an opportunity to appraise the situation more clearly and I am glad to see that it was thus possible to make some progress towards such co-operation.

Bearing in mind the present thinking of the E.C.M.T. Council on this topic, I proposed that a representative of the Commission's services be invited in future to attend the sessions of the Committee of Deputies of the Conference. In reply, you explained why the Commission proposed that its participation in the work of the E.C.M.T. should take place at all levels, including Council level.

I have taken note of the reservations that you accordingly had to make regarding the arrangement which I proposed, which you did, however, judge it possible to accept on a provisional basis, and without this prejudging the final arrangement to be agreed jointly, until I am able to inform the Council of the E.C.M.T. of your position at its next meeting in June.

Meanwhile, our two Organisations will be better informed about each other by exchanging documents and by meetings of the Committee of Deputies.

I should be grateful if you would confirm the Commission's agreement on the foregoing points.

Yours faithfully,

J. Peyton

Brussels, 7 March 1972

Dear Mr. President,

Thank you very much for your letter of 18th February, in which you confirm the provisional arrangement proposed at our meeting on the 7th February.

I believe that both the exchange of information and the invitation of a representative of the Commission's services to attend the sessions of the Committee of Deputies can be useful to a closer co-operation, and I am glad to inform you of the Commission's agreement on this provisional arrangement.

I shall be most grateful for any effort you might make in order to obtain the Council's agreement on the Commission's participation at political level.

Yours faithfully,

A. Coppé

Paris, 27 June 1972

My dear Minister,

At the recent meeting of the Council of Ministers of the E.C.M.T. I notified my colleagues, as you and I had agreed, of the substance of our discussions on the 7th February last, and gave them as faithful as possible an account of your proposals for improving co-operation between the two organisations.

My colleagues expressed satisfaction with the arrangements already agreed between us, judging that these constituted a notable step forward in the development of our relations. They considered that the presence of the Commission's Director-General of Transport at the meeting of the Committee of Deputies of the E.C.M.T., which led to a valuable exchange of information, was particularly opportune at a time when the enlargement of the European Communities is about to create a new pattern of international activity.

Given the likely development of the situation in this respect, we shall be confronted with problems the implications of which cannot yet be foreseen. On these grounds, whilst reaffirming its desire for the widest possible co-operation with the European Communities, as is already clear from the arrangements we have made, the Council of the E.C.M.T. considered that it would be better at this point to wait until the scheme of things resulting from the various relevant factors become more plainly discernible, rather than adopt a solution involving a commitment at political level forthwith. However, while confirming our agreement of the 7th February regarding the Committee of Deputies, the Council also considered that, in these circumstances, it would be all the more desirable for the Chairman of the E.C.M.T. to continue with you personally the contacts already established between us, and for the development of our co-operation to be kept on the agenda.

Yours faithfully,

J. Peyton

exchange of letters between the ECMT and the EEC

27 mars 1975

Monsieur Le Président,

J'ai l'honneur de porter à votre connaissance le souhait des Etats membres de la C.E.E. de voir cette Communauté admise à participer aux travaux du Conseil des Ministres et du Comité des Suppléants de votre Conférence.

En effet, les travaux entrepris dans le cadre de la C.E.M.T. intéressent également sur de nombreux points la Communauté économique européenne. Une coopération renforcée permettrait d'assurer une meilleure information réciproque et d'éviter dans la mesure du nécessaire les doubles emplois. Elle aurait en outre l'avantage de permettre de surmonter certaines difficultés qui pourraient se présenter dans le cas où à propos de matières traitées par la C.E.M.T. La compétence des Etats membres de la Communauté se trouve liée par des règles communautaires. Dans ce dernier cas, la Communauté doit avoir la possibilité de s'exprimer par un porte-parole commun.

En ce qui concerne les modalités de la représentation de la Communauté, il est précisé que sa délégation serait composée d'un représentant de l'Etat membre qui assure la présidence du Conseil et d'un représentant de la Commission des Communautés européennes.

Je tiens à préciser que cette participation de la Communauté aux travaux des organes de votre Conférence ne préjuge pas les liaisons qui existent déjà entre celle-ci et la Commission des Communautés européennes, liaisons qui se sont révélées opportunes et qui pourront évoluer selon les nécessités éprouvées par les deux parties.

Je vous serais très reconnaissant de bien vouloir faire en sorte que cette lettre soit examinée par votre Conférence et me faire connaître le résultat de cet examen.

Je vous prie d'agréer, Monsieur Le Président, l'expression de ma haute considération.

Le Président

Monsieur M. MATTHIASSEN  
Président du Conseil des Ministres  
de la Conférence Européenne des  
Ministres des Transports  
3, rue André Pascal  
75016 Paris

23 juin 1975

Monsieur le Président,

Dans votre lettre du 27 mars 1975, vous avez exposé les raisons pour lesquelles les Etats membres des Communautés européennes aimeraient accroître la coopération entre les Communautés et notre Conférence et vous avez suggéré les moyens qui pourraient être utilisés pour y parvenir.

Au cours de l'examen que la Conférence a fait de votre lettre, il est apparu clairement que les Etats membres de notre organisation partagent les préoccupations qui l'ont inspirée, en raison de la convergence des points de vue formulés sur de nombreux problèmes traités par les deux organisations. Vos propositions ont été approuvées, car elles sont susceptibles d'améliorer les relations entre les Communautés et la C.E.M.T. en permettant notamment d'accroître les échanges d'informations et d'éviter une répétition inutile des travaux.

Il ressort de ces délibérations que, conformément à l'article 11 sous a) de son Protocole, la C.E.M.T. est dès maintenant disposée à inviter les Communautés à se faire représenter, sans participer aux procédures de vote, aux sessions de son Conseil des Ministres et de son Comité des Suppléants ; la C.E.M.T. se réserve le droit, dans des cas spécifiques, de tenir des réunions auxquelles ne participeraient que les représentants des pays membres. De plus, elle est en mesure d'accepter la procédure de représentation que vous proposez, à savoir un représentant de l'Etat membre qui assure la présidence du Conseil et un représentant de la Commission des Communautés européennes.

La C.E.M.T. estime que les dispositions énoncées ci-dessus constitueront dorénavant la base de la coopération dans le cadre des sessions de son Conseil des Ministres et de son Comité des Suppléants. Elle estime que cette coopération lui permettra de développer fructueusement ses relations avec les Communautés et qu'elle constitue la meilleure manière de trouver dans chaque cas, les arrangements qui peuvent être nécessaires pour servir les intérêts mutuels des deux organisations au fur et à mesure du développement de leurs activités.

Je vous prie d'agréer, Monsieur le Président, l'expression de ma haute considération.

Le Président

Monsieur Peter BARRY  
Président du Conseil des Ministres  
des Communautés Européennes  
Bruxelles

CENTRAL COMMISSION FOR THE NAVIGATION OF THE RHINE

( C C R )

STRASBOURG CONVENTION OF 20 NOVEMBER 1963  
showing amendment to the Revised Convention for the Navigation of the Rhine  
signed at Mannheim on 17 October 1868

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(Extract)

ARTICLE II

Les stipulations suivantes sont adoptées :

- a) .....
- b) .....
- c) .....
- d) .....
- e) .....
- f) .....
- g) .....
- h) Article 44 quinquies - "La Commission Centrale décide des relations à établir avec d'autres organisations internationales ou européennes.
- i) .....
- j) .....



## Exchange of Letters between the CCR and the EEC Commission (1)

Bruxelles, le 6 juin 1961

Monsieur le Président,

J'ai l'honneur de vous informer que, se référant au désir exprimé par la Commission Centrale pour la Navigation du Rhin, notamment par sa décision du 6 juillet dernier, ainsi qu'aux échanges de vues où elle était représentée par M. Lambert SCHAUS, Président de son Groupe de travail Transports, la Commission de la Communauté Economique Européenne s'est déclarée disposée à établir entre les deux Institutions une liaison fondée, en ce qui la concerne, sur les dispositions de l'article 229 du Traité de Rome.

Dans le cadre de cette liaison, dont les modalités pratiques pourraient être précisées ultérieurement d'un commun accord, la Commission de la Communauté Economique Européenne chargerait notamment son Directeur Général des Transports de participer, ainsi que vous en avez suggéré la possibilité, aux travaux des sessions de la Commission Centrale pour la Navigation du Rhin.

La Commission que j'ai l'honneur de présider attend de la liaison proposée le développement de l'information mutuelle et le renforcement de la coopération entre les deux Institutions à l'égard des problèmes d'intérêt commun.

Je vous serais obligé de bien vouloir me faire connaître si les propositions qui précèdent peuvent recueillir l'accord de la Commission Centrale pour la Navigation du Rhin.

Je vous prie de bien vouloir agréer, Monsieur le Président, les assurances de ma haute considération.

Walter HALLSTEIN

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(1) OJ 53, 4. 8. 1961, p. 1027.

Strasbourg, le 6 juin 1961  
Palais du Rhin

Monsieur Le Président,

J'ai eu l'honneur de recevoir votre lettre du 6 juin par laquelle vous avez bien voulu me faire savoir que, se référant au désir exprimé par la Commission Centrale pour la Navigation du Rhin, notamment par sa décision du 6 juillet dernier, ainsi qu'aux échanges de vues où elle était représentée par M. Lambert SCHAUS, Président de son Groupe de travail Transports, la Commission de la Communauté Economique Européenne s'est déclarée disposée à établir entre les deux Institutions une liaison fondée en ce qui la concerne, sur les dispositions de l'article 229 du Traité de Rome.

Dans le cadre de cette liaison, dont les modalités pratiques pourraient être précisées ultérieurement d'un commun accord, la Commission de la Communauté Economique Européenne chargerait notamment son Directeur Général des Transports de participer, ainsi que la Commission Centrale en avait suggéré la possibilité, aux travaux des sessions de la Commission Centrale pour la Navigation du Rhin.

La Commission que vous présidez attend de la liaison proposée le développement de l'information mutuelle et le renforcement de la coopération entre les deux institutions à l'égard des problèmes d'intérêt commun.

Je puis vous assurer que la Commission Centrale partage entièrement cette attente et qu'elle me prie de vous faire part de son plein accord au sujet des propositions formulées dans votre lettre.

Veillez croire, Monsieur Le Président, à l'assurance de ma haute considération.

Le Président,  
J. FOUQUES-DUPARC  
Ambassadeur de France

Bruxelles, le 6 juin 1961

Monsieur Le Secrétaire Général,

Par un échange de lettres officielles entre leurs Présidents, la Commission de la C.E.E. et la Commission Centrale pour la Navigation du Rhin ont exprimé leur accord pour établir entre les deux Institutions une liaison régulière dans le but de développer leur information mutuelle et de renforcer leur coopération.

J'ai l'honneur de vous informer que la Commission de la C.E.E. a chargé le Directeur Général des transports d'assurer cette liaison. Celui-ci participera donc, en principe, en qualité de représentant officiel de la Commission, aux sessions plénières de la Commission Centrale, qui sont actuellement de deux par an.

Pour d'autres réunions de la Commission Centrale, le représentant officiel, le cas échéant, désignera, en accord avec le Président du Groupe de Travail Transports, les fonctionnaires qualifiés suivant la matière.

Compte tenu de la structure institutionnelle de la Communauté, une réciprocité ne s'avère pas réalisable. Mais les fonctionnaires de la Commission Centrale peuvent toujours prendre les contacts nécessaires avec l'Administration de la C.E.E., en passant par le représentant officiel de la Commission de la C.E.E.

L'échange de documentation se fera suivant les besoins et les intérêts réciproques. Chacune des deux Commissions se réserve le droit de décider quels sont les documents qu'elle entend communiquer à son partenaire et quelles sont les informations qu'elle entend lui donner.

La liaison ne concerne pas les compétences judiciaires dont la Commission Centrale pour la Navigation du Rhin est investie en vertu de la Convention de Mannheim.

La liaison est établie sans limitation de durée et sans clause de résiliation. Il est toutefois entendu que les deux Commissions gardent le droit de mettre fin à leur accord ou d'en demander une révision, en cas de besoin.

Je vous serais obligé de bien vouloir me faire savoir si les propositions qui précèdent peuvent recueillir l'accord de la Commission Centrale pour la Navigation du Rhin.

Veuillez agréer, Monsieur Le Secrétaire Général, les assurances de ma haute considération.

E. NOEL  
Secrétaire Exécutif

Strasbourg, le 6 juin 1961  
Palais du Rhin

Monsieur Le Secrétaire Exécutif,

Par un échange de lettres officielles entre leurs Présidents, la Commission de la C.E.E. et la Commission Centrale pour la Navigation du Rhin ont exprimé leur accord pour établir entre les deux Institutions une liaison régulière dans le but de développer leur information mutuelle et de renforcer leur coopération.

Vous avez bien voulu me faire savoir que la Commission de la C.E.E. a chargé le Directeur Général des Transports d'assurer cette liaison. Celui-ci participera donc, en principe, en qualité de représentant officiel de la Commission, aux sessions plénières de la Commission Centrale, qui sont actuellement de deux par an.

Pour d'autres réunions de la Commission Centrale, le représentant officiel pourra, le cas échéant, désigner, en accord avec le Président du Groupe de travail Transports, les fonctionnaires qualifiés suivant la matière.

La Commission Centrale prend note de ce que, compte tenu de la structure institutionnelle de la Communauté, une réciprocité ne s'avère pas réalisable, mais que les fonctionnaires de la Commission Centrale pourront toujours prendre les contacts nécessaires avec l'Administration de la C.E.E., en passant par le représentant officiel de la Commission de la C.E.E.

L'échange de documentation se fera suivant les besoins et les intérêts réciproques. Chacune des deux Commissions se réserve le droit de décider quels sont les documents qu'elle entend communiquer à son partenaire et quelles sont les informations qu'elle entend lui donner.

La liaison ne concerne pas les compétences judiciaires dont la Commission Centrale pour la Navigation du Rhin est investie en vertu de la Convention de Mannheim.

La liaison est établie sans limitation de durée et sans clause de résiliation. Il est toutefois entendu que les deux Commissions gardent le droit de mettre fin à leur accord ou d'en demander une révision, en cas de besoin.

Je suis heureux de vous faire part du plein accord de la Commission Centrale au sujet de ces modalités et vous prie de croire, Monsieur le Secrétaire Exécutif, à l'assurance de ma haute considération.

H. WALTHER



COMMON AFRO-MALAGASY AND MAURICIAN ORGANIZATION

( O C A M )

Exchange of letters between the OCAM and the EEC Commission

Tananarive, Le 24 novembre 1961

Monsieur Le Président de la Commission  
Exécutive de la C.E.E.  
23, avenue de la Joyeuse Entrée  
BRUXELLES

Monsieur Le Président,

La Conférence des Chefs d'Etat de l'Union Africaine et Malgache qui s'est tenu à Tananarive, du 6 au 12 septembre dernier, a concrétisé la création de ses différentes organisations spécialisées en décidant la mise en place des Secrétaires généraux correspondants.

L'Organisation Africaine et Malgache de Coopération économique - l'une des institutions de l'U.A.M. - aura son siège à Yaoundé (République du Cameroun). Dans les premiers mois de l'année 1962, cette organisation pense pouvoir commencer ses travaux.

Avant d'avoir le grand honneur et le plaisir de vous rendre officiellement visite à votre siège, permettez-moi de vous donner quelques coordonnées de l'OAMCE afin d'établir entre nous toute liaisons utiles.

Jouissant des statuts et de prérogatives des organisations internationales, l'O.A.M.C.E. groupe, pour le moment en son sein :

La République du Cameroun  
La République Centrafricaine  
La République du Congo (Brazzaville)  
La République de Côte d'Ivoire  
La République du Dahomey  
La République Gabonaise  
La République de Haute-Volta

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OCAM<sup>1</sup> : nouvelle dénomination de l'OAMCE

La République Malgache  
Le République Islamique de Mauritanie  
La République du Niger  
La République du Sénégal  
La République du Tchad.

En dehors du Cabinet du Secrétaire Général, l'Organisation comprend essentiellement les services et comités d'études suivants :

- 1) Développement économique et social. Infrastructure.
- 2) Recherche scientifique - Affaires Culturelles.
- 3) Commerce extérieur.
- 4) Problèmes financiers et monétaires.

Afin d'éviter les doubles emplois et la dispersion des efforts, je vous serais reconnaissant, à l'avenir, de bien vouloir demander l'avis de notre organisation pour toutes questions concernant l'Afrique Noire et Madagascar, traitées par votre honorable institution en entrant dans le domaine des compétences de l'OAMCE.

Avec mes remerciements, je vous prie d'agréer, Monsieur le Président, l'expression de mes sentiments les plus cordiaux.

Organisation Africaine et Malgache  
de Coopération Economique

Le Secrétaire Général  
Jules RAZAPIMBAHINY

Bruxelles, Le 24 janvier 1962

Monsieur Le Secrétaire Général,

J'ai l'honneur d'accuser réception de votre lettre en date du 24 novembre 1961 par laquelle vous avez fait savoir au Président de la Commission que l'O.A.M.C.E. aura son siège à Yaoundé et que, dans les premiers mois de l'année 1962, cette organisation commencera ses travaux.

J'ai noté avec un très vif plaisir votre désir d'instituer des contacts organiques entre l'O.A.M.C.E. et la Commission. Ainsi que mon prédécesseur, M. R. LEMAIGNAN, vous l'a déclaré lors de la visite que vous lui avez rendue en décembre, je puis vous assurer que la Commission ne manquera pas de vous apporter sa sincère et totale collaboration, dans tous les domaines qui sont de votre compétence. J'ai donc demandé à mes services de vous faire parvenir régulièrement toutes les informations indispensables sur les questions intéressant votre organisation. Vous recevrez également les publications périodiques sur l'activité du F.E.D., ainsi que toutes les publications intéressant, d'une manière générale, la vie de la C.E.E.

Je vous serais également obligé de bien vouloir me faire parvenir copie des statuts de l'O.A.M.C.E., ainsi que tous renseignements que vous jugeriez utiles pour la bonne organisation de nos rapports.

Veuillez agréer, Monsieur Le Secrétaire Général, l'expression de mes sentiments très distingués et les meilleurs.

Henri Rochereau

Président du Groupe  
du Développement de l'Outre-Mer





ASSOCIATION OF SOUTH-EAST ASIAN NATIONS

( A S E A N )

Exchange of letters between the ASEAN and the EEC Commission

Brussels, 7 May 1975

His Excellency  
Mr Carlos A. Faustino  
Chairman  
ASEAN Brussels Committee  
BRUSSELS

Your Excellency,

With reference to the Joint Statement issued in Jakarta on the 25th of September 1974 by the ASEAN Ministers and a delegation from the Commission of the European Communities led by Vice-President Sir Christopher Soames, I have the honour to confirm that the Commission has agreed to the establishment of institutionalised links between the Association of South East Asian Nations and itself by setting up a Joint Study Group in order to :

- a. further the development and intensification of the continuing dialogue between ASEAN and the Commission of the European Communities; and
- b. serve as the mechanism through which to explore together all possible areas where their cooperation could be broadened, intensified and diversified, giving equal consideration to the development needs of the ASEAN countries and taking into consideration the situation in the European Community and its development.

As agreed between the ASEAN Ministers and Sir Christopher Soames discussions have taken place between representatives of the Commission and the ASEAN Brussels Committee about the modalities for the operation of the Joint Study Group. These have led to the following conclusions :

1. Membership will consist of representatives of ASEAN on the one side and representatives of the Commission of the European Communities on the other side.

2. The level of representation from the two sides will be as highly appropriate depending upon the importance of the agenda. For each particular meeting each side will inform the other side in advance of the composition of its delegation.
3. The Study Group will normally meet twice a year; additional meetings may be convened at the request of either party.
4. The Chairmanship at meetings of the Joint Study Group will alternate between the two sides.
5. The provisional agenda for each meeting will be discussed jointly between the two sides before each meeting and approved at the beginning of the meetings.
6. Should the necessity arise the Study Group may ask experts from either side to carry out specialised examinations for it.
7. A record will be established of each meeting of the Joint Study Group; each side will transmit a copy of this record to its respective authorities.
8. The Joint Study Group will review annually the action which could be taken in an appropriate framework on the basis of the studies it has put on record.

It is hoped that preparation for the first meeting of the Joint Study Group can be completed at an early date in order to enable this meeting to take place without undue delay. At this first meeting an outline programme of work should be drawn up. The other items of the agenda as well as the date and venue will be decided through diplomatic channels.

I should be grateful if you and your colleagues of the ASEAN Brussels Committee would kindly confirm on behalf of ASEAN your agreement to the contents of this letter.

Please accept, Your Excellency, the assurance of my highest consideration.

For the Commission of the  
European Communities

M. CASPARI  
Director General  
for External Relations

7 May 1975

The Director General  
for External Relations  
Commission of the European Communities

BRUSSELS

Sir,

I have the honour to acknowledge receipt of your letter of the 7th May  
which reads as follows :

.....  
.....  
.....  
.....  
.....

I have the honour to confirm in the name of ASEAN my agreement to what  
has preceded.

Please accept, Sir, the assurance of my highest consideration.

For the Government of the  
Republic of Indonesia .....

For the Government of the  
Federation of Malaysia .....

For the Government of the  
Republic of the Philippines .....

For the Government of the  
Republic of Singapore .....

For the Government of the  
Kingdom of Thailand .....



ORGANIZATION OF AMERICAN STATES

( O A S )

CHARTER OF THE OAS

(Extract)

CHAPTER XI - General AssemblyARTICLE 52

L'Assemblée générale est l'autorité suprême de l'Organisation des Etats Américains. Elle a pour attributions principales, outre celles qu'elle tient de la présente Charte, celles :

- a) De décider de l'action et de la politique générales de l'Organisation, de déterminer la structure et les fonctions de ses organes, et d'examiner toute question relative à la coexistence amicale des Etats Américains ;
- b) D'arrêter les dispositions permettant de coordonner entre elles les activités des organes, organismes et entités de l'Organisation, de même qu'avec les activités des autres institutions du Système interaméricain ;
- c) De renforcer et d'harmoniser la coopération avec les Nations Unies et leurs institutions spécialisées.
- d) D'encourager la collaboration, notamment sur le plan économique, social et culturel, avec d'autres organisations internationales poursuivant des objectifs analogues à ceux de l'Organisation des Etats Américains ;
- e) D'approuver le programme-budget de l'Organisation et de fixer les quotes-parts des Etats Membres ;
- f) D'examiner les rapports annuels et les rapports spéciaux que doivent lui soumettre les organes, organismes et institutions du Système interaméricain ;
- g) D'édicter les normes générales devant régir le fonctionnement du Secrétariat général, et
- h) D'adopter son règlement intérieur et, à la majorité des deux tiers de ses Membres, son ordre du jour.

L'Assemblée générale exerce ses attributions conformément aux dispositions de la présente Charte et des autres traités interaméricains.

ARTICLE 118

.....

- h) Etablir, conformément aux décisions de l'Assemblée générale ou des Conseils, des relations de coopération avec les Organismes spécialisés et d'autres institutions nationales et internationales.

## Exchange of Letters between the OAS and the EEC Commission

Washington, December 19, 1970

My Dear Mr. Chairman,

I very much regret that in the course of my recent visit to Brussels I was not able to meet you and wish to thank you for the gracious message informing me of the cogent reasons which prevented our meeting. I fully appreciate the circumstances and only hope that we may have an occasion to meet in the near future.

I have been following with interest for quite some time your work on behalf of Latin America within the context of European Economic integration, initially from the perspective of the Italian Government. I am certain that under your expert guidance the Commission of the European Communities will assume a positive attitude towards Latin America, in response to the realities and the aspirations of its peoples, as reflected in the Declaration of Buenos Aires.

This is the gist of the message which I hope to have been able to convey to the government leaders and distinguished personalities I was privileged to meet during my recent visit to France, Belgium and The Netherlands.

I was gratified by the response I received. It is my hope that this interest will find expression in the near future in concrete steps for a new and pragmatic relationship. In the course of my conversations in Paris with such eminent personalities as your predecessor Mr. Jean Rey and with Mr. Robert Marjolin, and also at the headquarters of the European Communities with Mr. Sigrist, Director-General of External Relations - who, in your absence, extended to me a most cordial welcome - I discussed several substantive aspects of the collaboration which I believe could be established to mutual advantage between the Commission and the General Secretariat of the Organization of American States.

To follow up on these conversations I am today addressing a letter to Dr. Sigrist, of which a copy is enclosed herewith for your information.

It is my sincere hope that the imminent transfer of the European Regional Office of the OAS from Geneva to Brussels will assist in the establishment of a closer cooperative relationship at the working level between our two secretariats. I trust that you will find it possible to give your support to this initiative.

Sincerely yours,

Galo Plaza  
Secretary General

Washington, December 19, 1970

My Dear Mr. Director-General,

It is only now, upon my return to Washington after a trip to Mexico following my European visit, that I have the opportunity to send to you these words of sincere appreciation of the gracious welcome which, on behalf of the Chairman of the Commission of the European Communities, you were kind enough to extend to me on the occasion of my visit to Brussels.

I recall with pleasure our cordial interview on November 18, and should like to follow up our conversations by sending you the attached aide-mémoire which summarizes the main points made on that occasion.

With particular reference to the European Regional Office of the OAS, I had informed you that, given the consent already received, albeit unofficially, from the Belgian Government, it is our intention to transfer the Office from Geneva to Brussels by July 1, 1971, encompassing also the European Office of the Inter-American Export Promotion Center (CIPE), an agency of the General Secretariat with headquarters in Bogota, Colombia. In doing so, I believe that the OAS Secretariat may be able not only to effect a liaison with the Commission, but also to render better services to the diplomatic representatives of the member States of the OAS in Brussels.

Conversely, it is my earnest hope that the Commission will see its way clear in the near future to expanding its liaison representation in Washington in order to strengthen the collaboration at the working level between the Commission and the OAS. I have particular reference to such representation before those inter-American bodies dealing with matters of common concern to the European Communities and to the Inter-American system, such as the Inter-American Committee on the Alliance for Progress (CIAP), the Special Committee for Consultation and Negotiation (CECON), and the Permanent Executive Committee of the Inter-American Council for Education, Science and Culture (CEPCIECC).

I would be grateful if you would be good enough to apprise Chairman Malfatti of the tenor of our conversations.

Sincerely yours,

Galo Plaza  
Secretary General

Enclosure.





Cooperation Agreement between the Council of Arab Economic Unity (CAEU) and the European Communities (1)

THE COUNCIL OF ARAB ECONOMIC UNITY,  
(hereinafter referred to as the Council) represented by its Secretary-General,  
and  
THE EUROPEAN COMMUNITIES,  
represented by the President of their Commission,

AWARE of the need for effective and positive participation in developing and improving the relations among organizations which have competence in the field of economic development,

DESIROUS of making every effort to coordinate their activities to serve the common interests of the two Parties,

HAVE AGREED UPON THE FOLLOWING:

Article I

The General Secretariat of the Council and the Commission of the European Communities will provide each other with such studies, documents and information as are available for distribution within the framework of their cooperation on matters of common interest.

Article II

The General Secretariat of the Council and the Commission of the European Communities will send experts, at appropriate intervals, to provide their expertise and experience, and to participate in seminars of common interest in order to share the benefits of their respective experience in practical fields.

Article III

The General Secretariat of the Council and the Commission of the European Communities will invite each other to attend meetings which may be of special interest.

Article IV

The General Secretariat of the Council and the Commission of the European Communities will keep each other informed of on-going and planned programmes on matters of common interest.

Article V

This Agreement is valid for five years from the date of the signature, and will be renewed automatically for a similar period of time, unless either Party expresses, by written notice, its decision to terminate it six months before its expiry.

Article VI

The provisions of the Agreement may be amended and revised as a whole or in detail by common agreement between the two Parties.

Article VII

This Agreement shall enter into force upon signature by the Secretary-General of the Council of Arab Economic Unity, and by the President of the Commission of the European Communities.

Article VIII

This Agreement is done in two originals, in Arabic and English, both texts being equally authentic.

Done at Brussels, 7 June 1982.

For the Council of Arab Economic Unity  
Secretary-General

Dr. Fakhri Kaddori

For the European Communities  
President of the Commission of the  
European Communities

Gaston E. Thorn

(1) OJ L 300, 28.10.1982, p. 23

B A S I C I N F O R M A T I O N

1. TITLE: a) International Wheat Agreement, 1971 (consisting of the Wheat Trade Convention, 1971, and the Food Aid Convention, 1971) (OJ L 219, 9.8.1974, p. 25)  
b) Protocols, 1981, for the sixth extension of the Wheat Trade Convention, 1971, and the first extension of the Food Aid Convention, 1980, constituting the International Wheat Agreement, 1971 (OJ L 155, 13.6.1981, p. 25)  
c) New extensions decided on 1.12.1982
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: a) 3.5.1971 in Washington;  
b) 14.5.1981 in Washington
3. ENTRY INTO FORCE FOR THE COMMUNITY  
- PROVISIONAL: a) 7.6.1971 (OJ L 219, 9.8.1974, p. 39); b) 1.7.1981 (OJ L 155, 13.6.1981, p. 30); c) not yet entered into force  
- DEFINITIVE: a) 1.7.1974 (OJ L 219, 9.8.1974, p. 39); b) 1.7.1981 (OJ L 209, 29.7.1981, p. 28)
4. DURATION: a) 3 years (Art. 27 (1) and XI Agreement); b) 2 years (Art. 1 and X Protocols) (expiry 30.6.1983); c) 3 years (Art. 1 and X Protocols) (expiry 30.6.1986)
5. RENEWABLE: yes, Art. 27 (1) Agreement
6. DENUNCIATION: At the end of any crop year (Art. 27 (5) Agreement)

N E G O T I A T I O N

7. FRAMEWORK: a) United Nations Wheat Conference, 1971; b) and c) Meetings of the International Wheat Council and the Food Aid Committee, held in London, 1981 and 1982 respectively
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community negotiated its own accession, after that of the Member States, for matters within its competence.  
. FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 10 and 12 and Annexes A and B Agreement and Art. VIII Food Aid Conv.): Community as such  
"Article 10, Constitution of the Council: 1. The International Wheat Council, established by the International Wheat Agreement 1949, shall continue in being for the purpose of administering this Convention with the membership, powers and functions provided in this convention.  
2. Each exporting and importing member shall be a voting member of the Council and may be represented at its meetings by one delegate, alternates, and advisers.  
3. Such intergovernmental organizations as the Council may decide to invite to any of its meetings may each have one non-voting representative in attendance at those meetings.  
4. The Council shall elect a Chairman and Vice-Chairman who shall hold office for one crop year. The Chairman shall have no vote and the Vice-Chairman shall have no vote while acting as Chairman."

"Article 12, Votes: 1. The exporting members shall together hold 1 000 votes and the importing members shall together hold 1 000 votes.

2. The votes to be exercised by the respective delegations of exporting members on the Council shall be those specified in Annex A.

3. The votes to be exercised by the respective delegations of importing members on the Council shall be those specified in Annex B.

4. Any exporting member may authorize any other exporting member, and any importing member may authorize any other importing member, to represent its interests and to exercise its votes at any meeting or meetings of the Council. Satisfactory evidence of such authorization shall be submitted to the Council.

5. If at any meeting of the Council an exporting member or an importing member is not represented by an accredited delegate and has not authorized another member to exercise its votes in accordance with paragraph 4 of this Article, and if at the date of any meeting any member has forfeited, has been deprived of, or has recovered its votes under any provisions of this Convention, the total votes to be exercised by the exporting members shall be adjusted to a figure equal to the total of votes to be exercised at that meeting by the importing members and redistributed among exporting members in proportion to their votes.

6. Whenever any country becomes or any member ceases to be a party to this Convention, the Council shall redistribute the votes within either Annex A or Annex B, as the case may be, proportionally to the number of votes held by each member listed in that Annex.

7. No exporting or importing member shall have less than one vote and there shall be no fractional votes."

"Annex A, Votes of exporting members:

Argentina	100	Spain	5
Australia	100	Sweden	10
Bulgaria	5	United States of America	280
Canada	280	Union of Soviet Socialist	
European Economic Community	100	Republics	100
Greece	5	Uruguay	5
Kenya	5		
Mexico	5		
			1 000"

"Annex B, Votes of importing members:

Algeria	14	Indonesia	7	Portugal	18
Austria	1	Iran	2	Saudi Arabia	10
Barbados	1	Ireland	7	South Africa	10
Bolivia	5	Israel	5	Switzerland	16
Brazil	71	Japan	178	Syria	5
Ceylon	17	Kingdom of the		Trinidad and Tobago	4
China	19	Netherlands	1	Tunisia	5
Colombia	8	Korea, Republic of	16	Turkey	4
Costa Rica	3	Kuwait	3	United Arab Republic	65
Cuba	2	Lebanon	9	United Kingdom	183
Denmark	1	Libya	5	Vatican City	1
Dominican Republic	1	Malta	2	Venezuela	29
Ecuador	3	Mauritius	2		
El Salvador	2	Morocco	10		1 000"
European Economic		Nigeria	7		
Community	152	Norway	14		
Finland	2	Pakistan	16		
Guatemala	3	Panama	2		
India	34	Peru	25		

10. FINANCIAL PARTICIPATION (legal basis: a) Art. 19 and II Agreement; b) Art. 4 and III Protocols): Community, to the exclusion of the Member States  
 - ADMINISTRATIVE EXPENSES: budget heading: A 2.9.8.0.
11. MANAGEMENT BODIES  
 - TITLE: 1. International Wheat Council (Art. 10 Agreement)  
 2. Executive Committee (Art. 15 (1) Agreement)  
 3. Advisory Subcommittee on Market Conditions (Art. 16 (1) Agreement)  
 4. Food Aid Committee (Art. III (1) Agreement)  
 - REPRESENTATION: 1. and 4.: Community is member  
 2. and 3.: Community is elected member

### C O N C L U S I O N

#### 12. CONCLUSION

##### - LEGAL BASIS

- . IN a) THE AGREEMENT; b) THE PROTOCOLS: a) Art. 2 (1) (n) and VI; b) Art. 3 and IV:

a) "Article 2, Definitions: ... 1 (n) Any reference in this Convention to a 'Government represented at the United Nations Wheat Conference, 1971' shall be construed as including a reference to the European Economic Community (hereinafter referred to as the EEC). Accordingly, any reference in this Convention to 'signature' or to the 'deposit of instruments of ratification, acceptance or approval' or 'an instrument of accession' or a 'declaration of provisional application' by a Government shall, in the case of the EEC be construed as including signature or declaration of provisional application on behalf of the EEC by its competent authority and the deposit of the instrument required by the institutional procedures of the EEC to be deposited for the conclusion of an international agreement. ..."

"Article VI, Signature: 1. This Convention shall be open for signature in Washington from 29 March 1971 until and including 3 May 1971 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland, and the United States of America, and by the European Economic Community and its Member States, provided that they sign both this Convention and the Wheat Trade Convention, 1971.

2. This Convention shall also be open for signature, on the same conditions, to countries signatories of the Food Aid Convention, 1967 which are not enumerated in paragraph 1 of this Article, provided that their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967."

b) "Article 3, Definition: Any reference in this Protocol to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community (hereinafter referred to as 'the Community'). Accordingly, any reference in this Protocol to 'signature' or to the 'deposit of instruments of ratification, acceptance or approval' or 'an instrument of accession' or 'a declaration of provisional application' by a Government shall, in the case of the Community, be construed as including signature or declaration of provisional application on behalf of the Community by its competent authority and the deposit of the instrument required by the institutional procedures of the Community to be deposited for the conclusion of an international agreement."

"Article IV, Signature: This Protocol shall be open for signature in Washington from 24 March 1981 until and including 15 May 1981 by the Governments referred to in paragraph (3) of Article III of the Convention."

- . FOR THE COMMUNITY: The Treaty and in particular Art. 113
- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: a) 25.6.1974 (OJ L 219, 9.8.1974, p. 24); b) 12.5.1981 (OJ L 155, 13.6.1981, p. 24)
- DEPOSITARY: Government of the United States of America in Washington

13. COMMENTS BY THIRD COUNTRIES:

- ADMISSIBLE UNDER THE AGREEMENT/THE PROTOCOLS:
- MADE BY: a) USSR by letter of 14.5.1971: "... USSR stated that its accession to the Wheat Trade Convention, 1971, did not imply recognition of the EEC and created no obligations for the USSR with regard to the Community; ..."
- b) USSR by letter of 23.4.1975: "the Government of the USSR declares that the participation of the USSR in the Protocol creates no obligations for the USSR with regard to the EEC..." (Unofficial translation)
- c) On the occasion of the 4th extension in 1978, the USSR repeated the declaration given under b).
- d) Upon signing the Protocols on 8.5.1981, the Republic of Cuba made the following declaration: "The Republic of Cuba declares, with respect to Art. 3 of the 1981 Protocol for the 6th Extension of the Wheat Trade Convention, 1971, that the participation of the EEC therein does not constitute acceptance of legal obligations by Cuba."  
Upon signing the Wheat Trade Protocol on 15 May 1981, the USSR made the following declaration: "The Government of the USSR declares that the participation of the USSR in the Protocol creates no obligations for the USSR with regard to the EEC, ...."
- REPLY BY THE MEMBER STATES:
- a) Delegation of the Commission of the European Communities (Washington, 29.7.1971): "The Italian Embassy presents its compliments to the State Department and has the honour to refer on behalf of the European Economic Community, of which Italy holds the Presidency for the second half of 1971, to the State Department note of 7 June 1971 relating to the declarations contained in the note of accession of the Union of Soviet Socialist Republics to the Wheat Trade Convention, 1971.  
  
On behalf of the European Economic Community, the Italian Government wishes to state that the Council of the European Communities does not accept the declaration by the Union of Soviet Socialist Republics regarding the European Economic Community." (Unofficial translation)
- Federal Republic of Germany (29.7.1971): "The Embassy of the Federal Republic of Germany presents its compliments to the State Department and, with reference to the State Department note of 7 June 1971 relating to the International Wheat Agreement, 1971, consisting of the Wheat Trade Convention, 1971, and the Food Aid Convention, 1971, wishes to state that the Federal Republic of Germany does not accept the declaration by the Government of the Union of Soviet Socialist Republics regarding the European Economic Community." (Unofficial translation)
- Luxembourg (29.7.1971): "The Luxembourg Embassy presents its compliments to the State Department and has the honour to refer to the State Department note of 7 June 1971 relating to the declaration contained in the note of accession of the Union of Soviet Socialist Republics to the Wheat Trade Convention, 1971. The Embassy wishes to inform the State Department that the Luxembourg Government does not accept the declaration by the Union of Soviet Socialist Republics regarding the European Economic Community." (Unofficial translation)

France (29.7.1971): "The French Embassy presents its compliments to the State Department and refers to the note of 7 June by which the State Department notified the accession of the Union of Soviet Socialist Republics to the International Wheat Agreement, 1971. The French Embassy has the honour to inform the State Department that the French Government does not accept the reservation expressed by the USSR regarding the European Economic Community." (Unofficial translation)

Italy (29.7.1971): "The Italian Embassy presents its compliments to the State Department and has the honour to refer to the State Department note of 7 June 1971 relating to the declarations contained in the note of accession of the Union of Soviet Socialist Republics to the Wheat Trade Convention, 1971. The Italian Embassy wishes to state that the Italian Government does not accept the declaration by the USSR regarding the European Economic Community." (Unofficial translation)

Netherlands (29.7.1971): "The acting chargé d'affaires of the Netherlands presents his compliments to the Secretary of State and, with reference to the note from Mr Rogers of 7 June 1971 concerning the Wheat Trade Convention, 1971, and in particular the note of 14 May 1971 from the Minister for Foreign Affairs of the Union of Soviet Socialist Republics, has the honour to inform the Secretary of State that the Government of the Kingdom of the Netherlands does not accept the reservation expressed under a) in the said note by the Government of the Union of Soviet Socialist Republics with regard to the European Economic Community." (Unofficial translation)

Belgium (29.7.1971): "The Belgian Embassy presents its compliments to the State Department and has the honour to refer to the State Department note of 7 June 1971 relating to the declarations contained in the note of accession of the Union of Soviet Socialist Republics to the Wheat Trade Convention, 1971. The Belgian Embassy wishes to inform the State Department that the Belgian Government does not accept the declaration by the Union of Soviet Socialist Republics regarding the European Economic Community." (Unofficial translation)

b) Delegation of the Commission of the European Communities (Washington, 18.6.1975): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Council of Ministers of the European Community does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975 with the Government of the United States of America." (OJ L 39, 15.2.1980, p. 12)

United Kingdom (18.6.1975): "Her Britannic Majesty's Ambassador has the honour to inform the Secretary of State of the United States of America that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975 and repeated in the instrument of acceptance dated 23 April 1975 which was deposited on 6 May 1975 with the Government of the United States of America." (OJ L 39, 15.2.1980, p. 12)

Ireland (18.6.1975): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Irish Government does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975 with the Government of the United States of America." (Unofficial text)

Federal Republic of Germany (18.6.1975): "The Embassy of the Federal Republic of Germany presents its compliments to the State Department and has the honour to make the following declaration in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971: "... The Government of the Federal Republic of Germany does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975 and repeated in the instrument of acceptance dated 23 April 1975 which was deposited on 6 May 1975 with the Government of the United States of America." (Unofficial translation)

Luxembourg (18.6.1975): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the Grand Duchy of Luxembourg does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975 with the Government of the United States of America." (Unofficial translation)

France (18.6.1975): "The French Embassy presents its compliments to the State Department and refers to the reservation relating to the European Economic Community accompanying the signature on 8 April 1975 by the Union of Soviet Socialist Republics of the Protocol for the extension of the Wheat Trade Convention, 1971, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975 with the Government of the United States of America. The French Embassy has the honour to inform the State Department that the French Government does not accept this reservation." (Unofficial translation)

Italy (18.6.1975): "The Italian Embassy presents its compliments to the State Department and has the honour to inform it that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Italian Government does not accept the declaration relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance of the said Protocol deposited on 6 May 1975." (Unofficial translation)

Denmark (18.6.1975): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Danish Government does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975, with the Government of the United States of America." (Unofficial translation)

Netherlands (18.6.1975): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the Kingdom of the Netherlands does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975, and repeated in the instrument of acceptance dated 23 April 1975, which was deposited on 6 May 1975 with the Government of the United States of America." (Unofficial translation)

Belgium (18.6.1975): "The Belgian Embassy presents its compliments to the State Department and has the honour to inform it that in connection with the Protocol for the extension of the Wheat Trade Convention, 1971, the Belgian Government cannot accept the reservations relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975 and repeated in the instrument of accession dated



23 April 1975 which was deposited on 6 May 1975 with the Government of the United States of America." (Unofficial translation)

Switzerland (14.4.1975): "The signature of the Protocol for the extension of the Food Aid Convention, 1971, is given in the expectation that all the parties to the 1971 Convention will subscribe to it to the same extent as hitherto." (Unofficial translation)

Japan (18.4.1975): "I have the honour to inform the Government of the United States of America, in its capacity as depositary of the Protocol for the further extension of the Food Aid Convention, 1971, that on 16 April 1975 the Japanese Ambassador to Belgium sent the following letter to Mr François-Xavier Ortoli, President of the Commission of the European Communities:

'Sir,

With regard to the Protocol for the further extension of the Food Aid Convention, 1971, I have the honour to inform you that the said Protocol was signed in Washington, D.C., United States, on 14 April 1975 on behalf of the Government of Japan by the Japanese Ambassador to the United States of America.

I take this opportunity to confirm the position adopted by the representative of the Government of Japan at the Governmental Conference on the further extension of the Wheat Trade Convention and the Food Aid Convention, constituting the International Wheat Agreement, 1971, which was held in London on 14 February 1975, namely that the Japanese Government is in favour of the further extension of the Food Aid Convention, 1971, by means of the Protocol, if the European Economic Community and other Principal donor countries become parties to the Protocol.

I also have the honour to state in this connection that the Japanese Government is not prepared to deposit the declaration of provisional application or the instrument of acceptance of the Protocol referred to above unless the European Economic Community and other principal donor countries become parties to the Protocol.'" (Unofficial translation)

United States (10.4.1975): "In putting my signature to the Protocol for the further extension of the Food Aid Convention, 1971, I wish to state on behalf of the Government of the United States of America that the instrument of ratification of the Protocol will not be deposited by the United States of America if the European Economic Community does not become a party to the Protocol." (Unofficial text)

c) Delegation of the Commission of the European Communities (Washington, 17.5.1978): "I have the honour to inform you that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the Council of Ministers of the European Community does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial text)

United Kingdom, Declaration on behalf of Her Majesty's Government: "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial text)

Ireland (17.5.1978): "I have the honour to inform you that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the Irish Government does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial text)

Federal Republic of Germany (16.5.1978): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Government of the Federal Republic of Germany does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

Luxembourg (17.5.1978): "I have the honour to inform you that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the Government of the Grand Duchy of Luxembourg does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

France (17.5.1978): "I have the honour to inform you that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the French Government does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

Italy (17.5.1978): "The Italian Embassy presents its compliments to the State Department and has the honour to inform it that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the Government of the Italian Republic does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

Denmark (17.5.1978): "I have the honour to inform you that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the Danish Government does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

Netherlands (17.5.1978): "I have the honour to inform you that in connection with the Protocol for the fourth extension of the Wheat Trade Convention, 1971, the Government of the Kingdom of the Netherlands does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

Belgium (16.5.1978): "I have the honour to inform you that in connection with the Protocol for the further extension of the Wheat Trade Convention, 1971, the Belgian Government does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 15 May 1978." (Unofficial translation)

d) Upon signing the Wheat Trade Protocol on 14 May 1981, the EEC and each of its Member States, namely Belgium, Denmark, France, Federal Republic of Germany, Greece, Ireland, Italy, Luxembourg, Netherlands and the United Kingdom, declared "that it does not accept the reservation relating to the EEC accompanying the signature of the Protocol by Cuba on 8 May 1981."

By notes dated 27 May 1981, the EEC and each of its Member States (Belgium, Denmark, France, Federal Republic of Germany, Greece, Ireland, Italy, Luxembourg, Netherlands, and the United Kingdom) declared "that it does not accept the reservation relating to the EEC accompanying the signature of the Protocol by the USSR on 15 May 1981."

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: International Sugar Agreement, 1977 (not yet published in the OJ) (UN TD/Sugar. 9/12)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: 5 years (expiry: 31.12.1982) (Art. 83 (1) Agreement)
5. RENEWABLE: yes, for a maximum of 2 years (Art. 83 (2) Agreement); decided on 21.5.1982: expiry 31.12.1984
6. DENUNCIATION: At any time after entry into force (Art. 79 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Sugar Conference, 1977 (UNCTAD)
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community and the Member States each negotiated for the matters within their competence. The Community is at present an observer (Art. 2 (23) Agreement).
9. VOTING RIGHTS (legal basis for the International Sugar Council: Art. 11 and Annex V Agreement): Article 11, Votes:
  - (1) The exporting Members shall together hold 1 000 votes and the importing Members shall together hold 1 000 votes.
  - (2) No Member shall hold more than 300 votes or less than 5 votes.
  - (3) There shall be no fractional votes.
  - (4) The total 1 000 votes of exporting Members shall be distributed among them pro rata to the weighted average of the following factors:
 

(a) their basic export tonnages or export entitlements, as appropriate .....	50 per cent
(b) their total net exports	
(i) to the free market .....	18 per cent
(ii) under special arrangements .....	7 per cent
(c) their total production .....	
	25 per cent

The figures to be used for the purposes of (b) and (c) above shall be, for each factor, the average of the best two of the three preceding years for which figures are available.

  - (5) Votes of importing Members shall be distributed among them in proportion to their net imports from the free market and under special arrangements, calculated separately according to the following formula:
    - (a) Each importing Member shall have that portion of 900 votes which its average annual net imports from the free market over the preceding four years, disregarding the year of its lowest imports from the free market, bear to the total of such average imports from the free market of all importing Members;

(b) Each importing Member shall have that portion of 100 votes which its imports under special arrangements for the preceding year bear to total imports under special arrangements of all importing Members for the preceding year.

(6) Votes shall be distributed at the beginning of each quota year in accordance with the provisions of this article, which distribution shall remain in effect for a full quota year except as provided in paragraph (7) of this article.

(7) Whenever the membership of the Organization, the territorial composition of a Member or the composition of the free market changes, or when any Member has its voting rights suspended or recovers its voting rights under any provision of this Agreement, the Council shall redistribute the total votes within the affected category or categories of Members on the basis of the formulae in this article."

- "Annex V, Lists of exporting and importing countries and territories, and allocation of votes for the purpose of Article 75: Exporters: .... European Economic Community 124 ...."

Legal basis for the Executive Committee (Art. 18 and 20 Agreement):

"Article 18, Election of the Executive Committee:

(1) The exporting and importing members of the Executive Committee shall be elected in the Council by the exporting and importing Members of the Organization respectively. The election within each category shall be held in accordance with paragraphs (2) to (7) inclusive of this article.

(2) Each Member shall cast all the votes to which it is entitled under article 11 for a single candidate. A Member may cast for another candidate any votes which it exercises pursuant to article 12, paragraph (2).

(3) The ten candidates receiving the largest number of votes shall be elected; however, to be elected on the first ballot a candidate must secure at least 60 votes.

(4) If less than ten candidates are elected on the first ballot, further ballots shall be held in which only Members which did not vote for any of the candidates elected shall have the right to vote. In each further ballot, the minimum number of votes required for election shall be successively diminished by five until the ten candidates are elected.

(5) Any Member which did not vote for any of the members elected may subsequently assign its votes to one of them, subject to paragraphs (6) and (7) of this article.

(6) A member shall be deemed to have received the number of votes originally cast for it when it was elected and, in addition, the number of votes assigned to it, provided that the total number of votes shall not exceed 300 for any member elected.

(7) If the votes deemed received by an elected member would otherwise exceed 300, Members which voted for or assigned their votes to such elected member shall arrange among themselves for one or more of them to withdraw their votes from that member and assign or re-assign them to another elected member so that the votes received by each elected member shall not exceed the limit of 300.

(8) If a member of the Executive Committee is suspended from the exercise of its voting rights under any of the relevant provisions of this Agreement, each Member which has voted for it or assigned its votes to it in accordance with this article may, during such time as that suspension is in force, assign its votes to any other member of the Committee in its category, subject to paragraph (6) of this article.

(9) If a member of the Committee ceases to be a Member of the Organization, the Members which voted for or assigned votes to it and Members which have not voted for, or assigned votes to, another member of the Committee shall, during the next session of the Council, elect a Member to fill the vacancy on the Committee. Any Member which voted for, or assigned its votes to, the member which has ceased to be a Member of the Organization and which does not vote for the Member elected to fill the vacancy on the Committee, may assign its votes to another member of the Committee, subject to paragraph (6) of this article.

(10) In special circumstances, and after consultation with the member of the Executive Committee for which it voted or to which it assigned its votes in accordance with the provisions of this article, a Member may withdraw its votes from that member for the remainder of the quota year. That Member may then assign these votes to another member of the Executive Committee in its category but may not withdraw these votes from that other member for the remainder of that year. The member of the Executive Committee from which the votes have been withdrawn shall retain its seat on the Executive Committee for the remainder of that year. Any action taken pursuant to the provisions of this paragraph shall become effective after the Chairman of the Executive Committee has been informed in writing thereof."

"Article 20, Voting procedure and decisions of the Executive Committee:

(1) Each member of the Executive Committee shall be entitled to cast the number of votes received by it under article 18, and cannot divide these votes.

(2) Any decisions taken by the Executive Committee shall require the same majority as that decision would require if taken by the Council.

(3) Any Member shall have the right of appeal to the Council, under such conditions as the Council may prescribe in its rules of procedure, against any decision of the Executive Committee."

10. FINANCIAL PARTICIPATION (legal basis: Art. 23 to 26 Agreement): There is no financial contribution.

11. MANAGEMENT BODIES

- TITLE: a) International Sugar Council (Art. 3 (1) Agreement)
- b) Executive Committee (Art. 17 Agreement)
- c) Stock Financing Fund (Art. 3 (3) Agreement)
- REPRESENTATION: a) to c) not yet fixed

C O N C L U S I O N

12. CONCLUSION (The Community has not yet acceded. Article 76 (3) of the Agreement provides for negotiations at a later date. In the meantime the Community remains an observer.)

- LEGAL BASIS

- . IN THE AGREEMENT (Art. 2 (23)): "Article 2, Definitions: ... 23. Any reference in this Agreement to a 'Government invited to the United Nations Sugar Conference, 1977' shall be construed as including a reference to the European Economic Community (hereinafter referred to as the EEC); accordingly any reference in this Agreement to 'signature of this Agreement' or to the 'deposit of an instrument of ratification, acceptance, approval or accession' by a Government shall, in the case of the EEC, be construed as including signature on behalf of the EEC by its competent authority and the deposit of the instrument required by the institutional procedures of the EEC to be deposited for the conclusion of an international agreement; ..."

- . FOR THE COMMUNITY: not yet known
- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: not yet approved
- DEPOSITARY: Secretary-General of the UN in New York

13. COMMENTS BY THIRD COUNTRIES:

- ADMISSIBLE UNDER THE AGREEMENT:
- MADE BY: the USSR at the time of signature and confirmed on acceptance.  
Declaration: "... In the event that the European Economic Community becomes a party to this Agreement, the participation of the USSR in the Agreement will not give rise to any obligations on its part with respect to the Community.
- REPLY: no reply

14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: International Cocoa Agreement, 1980 (OJ L 313, 31.10.1981, p. 3)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 31.3.1981 in Geneva
3. ENTRY INTO FORCE FOR THE COMMUNITY  
- PROVISIONAL: 1.8.1981 (OJ L 313, 31.10.1981, p. 2)
4. DURATION: 3 full cocoa years. Expiry 30.9.1984 (Art. 71 (1) Agreement)
5. RENEWABLE: yes (Art. 71 (3) Agreement)
6. DENUNCIATION: At any time after entry into force (Art. 68 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Cocoa Conference (Art. 1 Agreement)
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Commission negotiated the entire Agreement on behalf of the Community and its Member States
9. VOTING RIGHTS (legal basis: Art. 4 (2) Agreement): "Article 4, Membership by intergovernmental organizations: .... 2. In the case of voting on matters within their competence, such organizations shall vote with a number of votes equal to the total number of votes attributable to their member States in accordance with Article 10. ...."
10. FINANCIAL PARTICIPATION (legal basis: Art. 22 to 25 Agreement)  
- ADMINISTRATIVE EXPENSES: The Member States meet the administrative expenses; for cases of necessity heading 2.9.8.5. was created.
11. MANAGEMENT BODIES  
- TITLE: a) International Cocoa Council (Art. 6 Agreement)  
b) Executive Committee (Art. 15 Agreement)  
- REPRESENTATION: a) Community and Member States (Art. 6 Agreement)  
b) The Community is not a member but participates in the discussions (Art. 4 (3) Agreement)

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

## . IN THE AGREEMENT (Art. 4 (1) Agreement):

"Article 4, Membership by intergovernmental organizations: 1. Any reference in this Agreement to 'Governments' shall be construed as including the European Economic Community and any intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international agreements, in particular commodity agreements. Accordingly any reference in this Agreement to signature or to deposit of instruments of ratification, acceptance or approval or to notification of provisional application or to accession shall, in the case of such intergovernmental organizations, be construed as including a reference to signature, or to deposit of instruments of ratification, acceptance or approval, or to notification of provisional application, or to accession, by such intergovernmental organizations. ...."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113

- CONTRACTING PARTY: Community and Member States

- APPROVAL BY THE COUNCIL: 30.6.1981 (OJ L 313, 31.10.1981, p. 1)

- DEPOSITARY: The Secretary-General of the United Nations, New York (Art. 62 Agreement)

13. COMMENTS BY THIRD COUNTRIES:

- ADMISSIBLE UNDER THE AGREEMENT: none (Art. 67 Agreement)

- MADE BY : Upon signing the agreement the GDR made the following reservation: "1. The signing of the International Cocoa Agreement, 1980, by the German Democratic Republic does not imply a change in its position towards various international organizations..."

Upon signing the agreement USSR made the following declaration: "In the event that the EEC becomes a party to this Agreement, the participation of the USSR in the Agreement will not give rise to any obligations on its part with respect to the Community."

- REPLY by the Community and the Member States:

" The Community and its Member States accordingly /pursuant to Art. 67 Agreement/ do not consider that the above declaration made by the Government of the USSR can in any event be applied to them and they regard it as being without effect."

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: International Coffee Agreement, 1976 (OJ L 309, 10.11.1976, p. 30)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 27.7.1976 in New York (OJ L 309, 10.11.1976, p. 28)
3. ENTRY INTO FORCE FOR THE COMMUNITY  
- PROVISIONAL: 1.10.1976 (OJ L 309, 10.11.1976, p. 28)
4. DURATION: 6 years (expiry 30.9.1982) (During the third year of this Agreement, namely the coffee year ending 30 September 1979, contracting parties shall notify the Secretary-General of the United Nations of their intention to continue to participate in this Agreement for the remaining three years of its duration (Art. 68 (2) Agreement)) until 30.9.1983 (OJ L 278, 30.9.1982, p. 1)
5. RENEWABLE: yes (Art. 68 (3) Agreement)
6. DENUNCIATION: At any time (Art. 65 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: 28th session of the International Coffee Council
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Commission negotiated the entire Agreement on behalf of the Community and its Member States (Art. 3 (5) and Art. 4 (3) Agreement)
9. VOTING RIGHTS (legal basis: Art. 4 (4) Agreement): "Article 4, Membership in the Organization: .... 4. Such intergovernmental organization shall not itself have any votes but in the case of a vote on matters within its competence it shall be entitled to cast collectively the votes of its member States. In such cases, the member States of such intergovernmental organization shall not be entitled to exercise their individual voting rights. ...."
10. FINANCIAL PARTICIPATION (legal basis: Art. 24 to 27 Agreement)  
- ADMINISTRATIVE EXPENSES: The Member States cover the administrative expenses; for cases of necessity heading 2.2.8.8. was created.
11. MANAGEMENT BODIES  
- TITLE: a) International Coffee Council (Art. 9 Agreement)  
b) Executive Board (Art. 16 Agreement)  
- REPRESENTATION: a) Community and Member States (Art. 4 (4) Agreement)  
b) The Community is not a member but can participate, without voting, in discussions on matters within its competence. A Member State may cast collectively the votes of all the Member States on matters within the Community's competence (Art. 4 (5) Agreement)

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS. IN THE AGREEMENT (Art. 3 (5) and Art. 4 (3)):

"Article 3, Definitions: .... 5. 'Member' means a contracting Party including an intergovernmental organization referred to in Article 4 (3), a designated territory or territories in respect of which separate membership has been declared under the provisions of Article 5; or two or more contracting Parties or designated territories, or both, which participate in the Organization as a member group under the provisions of Article 6 and 7. ...."

"Article 4, Membership in the Organization: .... 3. Any reference in this Agreement to a Government shall be construed as including a reference to the European Economic Community, or any intergovernmental organization having comparable responsibilities in respect of the negotiation, conclusion and application of international agreements, in particular commodity agreements. ...."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113- CONTRACTING PARTY: Community and Member States- APPROVAL BY THE COUNCIL: 20.9.1976 for provisional application (OJ L 309, 10.11.1976, p. 28)- DEPOSITARY: The Secretary-General of the United Nations Organization, New York13. COMMENTS BY THIRD COUNTRIES: none14. OPINION OF THE EUROPEAN PARLIAMENT: not sought15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: International Olive Oil Agreement, 1979 (OJ L 327, 24.12.1979, p. 2)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 16.11.1979 in Madrid (OJ L 327, 24.12.1979, p. 16)
3. ENTRY INTO FORCE FOR THE COMMUNITY  
- DEFINITIVE: 1.1.1981 (Doc. COI/R.44-III/13, 22.7.1981, p. 4)
4. DURATION: expiry 31.12.1984 (Art. 49 (1) Agreement)
5. RENEWABLE: yes, for 2 years (Art. 49 (2) Agreement)
6. DENUNCIATION: At any time after entry into force (Art. 48 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Conference on Olive Oil, 1979
8. REPRESENTATION OF THE COMMUNITY  
- ALONE: The Community has sole competence.  
. FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 34 (1) and (2) Agreement): "Article 34:  
1. The number of votes allotted to each member shall be determined for the duration of this Agreement by the formula  $n = p + i + 5$ , but it may not exceed 450. In this formula:  
- n shall be the number of votes allotted to the member,  
- p shall be the average annual olive oil production in thousands of tonnes in the olive crop years 1972/73 to 1977/78, any fraction of 1 000 tonnes above a whole number being disregarded,  
- i shall be the average annual net imports of olive oil in thousands of tonnes in the calendar years 1973 to 1978, any fraction of 1 000 tonnes above a whole number being disregarded,  
- 5 shall be the basic number of votes allotted to each member in each group of members.  
2. Notwithstanding the provisions of paragraph 1 of this Article, since the EEC is considered under Article 3 (3) as both a mainly producing member and a mainly importing member, the number of votes allotted to it in each group of members shall be determined as follows:  
- firstly, as a mainly producing member, by the formula  $n = p + 5$ ,  
- secondly, as a mainly importing member, by the formula  $n = i + 5$ , i being calculated after deducting intra-EEC trade,  
but the number of votes allotted to the EEC in either group of members may not exceed 450."
10. FINANCIAL PARTICIPATION (legal basis: Art. 38 (1), (2) and (3) Agreement)  
- ADMINISTRATIVE EXPENSES: budget heading A2.9.8.1.  
- OPERATING EXPENSES: budget heading 1.2.2.1.

11. MANAGEMENT BODIES

- TITLE: International Olive Oil Council (Art. 27 Agreement)
- REPRESENTATION: The Community is a member by right (Art. 27 and 30 Agreement)

C O N C L U S I O N12. CONCLUSION

## - LEGAL BASIS

. IN THE AGREEMENT (Art. 3 (2) and (3)):

"Article 3, Definitions: .... 2. Any reference in this Agreement to a 'government' or 'governments' shall be construed as including a reference to the European Economic Community (hereinafter referred to as 'the EEC') or any intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international commodity agreements. Accordingly, any reference in this Agreement to 'signature' or to the 'deposit of instruments of ratification, acceptance or approval' or 'an instrument of accession' or to a 'notification of provisional application' by a government shall, in the case of the EEC, be construed as including signature or notification of provisional application on behalf of the EEC by its competent authority, and the deposit of the instrument required by the institutional procedures of the EEC to be deposited for the conclusion of an international agreement. It shall also, in the case of an intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international commodity agreements, be construed as including signature or notification of provisional application on behalf of the intergovernmental organization concerned by its competent authority, and the deposit of the instrument required by its institutional procedures for the conclusion of an international agreement.

3. Notwithstanding the provisions of paragraph 1 (c) and (d) of this Article, the EEC shall be considered both as a 'mainly producing member' and as a 'mainly importing member' ..."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113

- CONTRACTING PARTY: Community, to the exclusion of the Member States
- APPROVAL BY THE COUNCIL: 12.11.1979 (OJ L 327, 24.12.1979, p. 1)
- DEPOSITARY: The Government of Spain, Madrid (Art. 50 Agreement)

13. COMMENTS BY THIRD COUNTRIES: No country belonging to the Eastern trading area is a member.

B A S I C I N F O R M A T I O N

1. TITLE: International Tin Agreement, 1981 (not yet published in the OJ) (UN, TD/Tin. 6/14)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 27.4.1982 in New York
3. ENTRY INTO FORCE FOR THE COMMUNITY  
- PROVISIONAL: 1.7.1982 (COM 81/569)
4. DURATION: 5 years (Art. 59 (1) Agreement)
5. RENEWABLE: yes, for a maximum of 2 years (Art. 59 (2) Agreement)
6. DENUNCIATION: At any time after entry into force (Art. 58 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Tin Conference, 1980 (UNCTAD)
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Commission negotiated the entire Agreement on behalf of the Community and its Member States  
. FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 56 (2) Agreement): "Article 56, Membership by intergovernmental organizations: ... 2. In the case of voting on matters within their competence, such organizations shall cast the number of votes equal to the total number of votes attributable, in accordance with Article 14, to their member States, which in this case shall not cast their votes individually."
10. FINANCIAL PARTICIPATION (legal basis: Art. 20 and 22 Agreement)  
- ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.4.  
(Administrative expenses and costs relating to the buffer stock are covered by the Member States; the Community makes a small voluntary contribution to the administrative budget.)
11. MANAGEMENT BODIES  
- TITLE: International Tin Council  
- REPRESENTATION: Community and Member States (Art. 4 Agreement)

C O N C L U S I O N

12. CONCLUSION

- LEGAL BASIS

. IN THE AGREEMENT (Art. 2 and Art. 56 (1)):

"Article 2, Definitions: For the purposes of this Agreement: ....

'Member' means a country whose Government has ratified, accepted, approved or acceded to this Agreement or has notified the depositary under Article 53 that it will apply this Agreement provisionally, or an organization meeting the requirements of Article 56; ...."

" Article 56, Membership by intergovernmental organizations:

1. Any reference in this Agreement to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community and to any intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international agreements, in particular commodity agreements. Accordingly, any reference in this Agreement to signature, ratification, acceptance or approval, or to notification of provisional application, or to accession shall, in the case of such intergovernmental organizations be construed as including a reference to signature, ratification, acceptance or approval, or to notification of provisional application, or to accession by such inter-governmental organizations. ...."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113

- CONTRACTING PARTY: Community and Member States

- APPROVAL BY THE COUNCIL: not yet approved, but provisional application

- DEPOSITARY: The Secretary-General of the United Nations, New York (Art. 50 Agreement)

13. COMMENTS BY THIRD COUNTRIES: No country belonging to the Eastern trading area is a member.

- ADMISSIBLE UNDER THE AGREEMENT: none (Art. 61 Agreement)

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: International Natural Rubber Agreement, 1979 (OJ L 213, 16.8.1980, p. 2)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 30.5.1980 in New York
3. ENTRY INTO FORCE FOR THE COMMUNITY
  - PROVISIONAL: 23.10.1980 (OJ L 305, 14.11.1980, p. 74)
  - DEFINITIVE: 15.4.1982 (OJ L 153, 3.6.1982, p. 39)
4. DURATION: 5 years (Art. 67 (1) Agreement)
5. RENEWABLE: yes, for a maximum of 2 years (Art. 67 (2) Agreement)
6. DENUNCIATION: At any time after entry into force (Art. 64 (1) Agreement)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Conference on Natural Rubber (UNCTAD)
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Commission negotiated the entire Agreement on behalf of the Community and its Member States
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 5 (2) Agreement): "Article 5, Membership by intergovernmental organizations: .... 2. In the case of votes on matters within their competence, such intergovernmental organizations shall exercise their voting rights with a number of votes equal to the total number of votes attributed, in accordance with Article 15, to their member States."
10. FINANCIAL PARTICIPATION (legal basis: Art. 25 and 28 Agreement): Financial contributions are made direct by the Member States.
11. MANAGEMENT BODIES
  - TITLE: International Natural Rubber Council (Art. 6 Agreement)
  - REPRESENTATION: Community and Member States

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE AGREEMENT (Art. 5 (1)):

"Article 5, Membership by intergovernmental organizations: 1. Any reference in this Agreement to a 'Government' or 'Governments' shall be construed as including a reference to the European Economic Community and to any intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international agreements, in particular commodity agreements. Accordingly, any reference in this Agreement to signature, ratification, acceptance or approval, or to notification of provisional application, or to accession shall, in the case of such intergovernmental organizations, be construed as including a reference to signature, ratification, acceptance or approval, or to notification of provisional application, or to accession, by such intergovernmental organizations. ...."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: 8.4.1982 (OJ L 111, 24.4.1982, p. 22)
- DEPOSITARY: The Secretary-General of the United Nations Organization, New York (Art. 58 Agreement)

13. COMMENTS BY THIRD COUNTRIES

- MADE BY THE USSR (27.6.1980): Upon signing the above-mentioned Agreement, the Government of the USSR made the following declarations:

"(a) In the event that the European Economic Community becomes a party to this Agreement, the participation of the Union of Soviet Socialist Republics in the Agreement will not give rise to any obligations on its part in relation to the Community. ...."

- REPLY (by the Member States): United Kingdom (26.9.1980): In its notification of provisional application, the Government of the United Kingdom of Great Britain and Northern Ireland formulated an objection according to which it does not accept the declaration concerning the European Economic Community made by the Government of the Union of Soviet Socialist Republics upon signing the Agreement on 27 June 1980.

United Kingdom (31.12.1981): "The Government of the United Kingdom does not accept the declaration concerning the European Economic Community accompanying the signature of the Agreement by the Government of the Union of Soviet Socialist Republics on 27 June 1980, confirmed in that country's notification of provisional application of the Agreement on 5 November 1980."

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: International Agreement on Jute and Jute Products, 1982 (not yet published in the OJ) (UN, TD/Jute/EX/R.4)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: 5 years (Art. 46 (1) Agreement)
5. RENEWABLE: yes (Art. 46 (2) to (4) Agreement)
6. DENUNCIATION: At any time by decision of the Council (Art. 46 (6) Agreement)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Conference on Trade and Development (UNCTAD)
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 5 (2), Art. 10 (3) to (7) and Art. 11 (1) to (4) Agreement):
 

"Article 5, ... 2. In the case of voting on matters within their competence, such intergovernmental organizations shall vote with a number of votes equal to the total number of votes attributable to their member States in accordance with Article 10. In such cases, the member States of such intergovernmental organizations shall not be entitled to exercise their individual voting rights."

"Article 10, Distribution of votes: .... 3. The votes of importing members shall be distributed as follows: each importing member shall have up to five initial votes provided that the total of initial votes shall not exceed 125. The remaining votes shall be distributed in proportion to the annual average of the volume of their respective net imports of jute and jute products during the three-year period commencing four calendar years prior to the distribution of votes. 4. The Council shall distribute the votes for each financial year at the beginning of the first session of that year in accordance with the provisions of this article. Such distribution shall remain in effect for the rest of that year, except as provided for in paragraph 5 of this Article.

5. Whenever the membership of the Organization changes or when any member has its voting rights suspended or restored under any provision of this Agreement, the Council shall redistribute the votes within the affected category or categories of members in accordance with the provisions of this Article. The Council shall decide the date on which the redistribution of votes shall become effective.

6. There shall be no fractional votes.

7. In rounding to the nearest whole vote, any fraction less than 0.5 shall be rounded downward and any fraction greater than or equal to 0.5 shall be rounded upward."

"Article 11, Voting procedure of the Council:

1. Each member shall be entitled to cast the number of votes it holds and no member shall be entitled to divide its votes. A member may, however, cast differently from such votes any votes which it is authorized to cast under paragraph 2 of this Article.
2. By written notification to the Chairman of the Council, any exporting member may authorize any other exporting member, and any importing member may authorize any other importing member, to represent its interests and to cast its votes at any meeting or session of the Council.
3. A member authorized by another member to cast the votes held by the authorizing member under Article 10 shall cast such votes in accordance with the instructions of the authorizing member.
4. When abstaining, a member shall be deemed not to have cast its votes."

10. FINANCIAL PARTICIPATION (legal basis: Art. 21 Agreement):

- ADMINISTRATIVE EXPENSES: possible
- OPERATING EXPENSES: voluntary

11. MANAGEMENT BODIES

- TITLE: a) International Jute Council (Art. 6 (1) Agreement)
- b) Committee on Projects (Art. 28 (1) Agreement)
- REPRESENTATION: a) Community and Member States (Art. 6 (1) Agreement)
- b) Community and Member States (Art. 28 (2) Agreement)

C O N C L U S I O N

12. CONCLUSION

- LEGAL BASIS

- . IN THE AGREEMENT (Art. 5 (1)): "Article 5, Membership by intergovernmental organizations: 1. Any reference in this Agreement to 'Governments' shall be construed as including the European Economic Community and any other intergovernmental organization having responsibilities in respect of the negotiation, conclusion and application of international agreements, in particular commodity agreements. Accordingly, any reference in this Agreement to signature, ratification, acceptance or approval, or to notification of provisional application, or to accession shall, in the case of such intergovernmental organizations, be construed as including a reference to signature, ratification, acceptance or approval, or to notification of provisional application, or to accession, by such intergovernmental organizations. ...."

. FOR THE COMMUNITY: not yet determined

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: not yet
- DEPOSITARY: The Secretary-General of the United Nations Organization (Art. 38 Agreement)

13. COMMENTS BY THIRD COUNTRIES

- ADMISSIBLE UNDER THE AGREEMENT: none (Art. 47 Agreement)

14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: United Nations Convention on the Law of the Sea (A/Conf. 62/122, 7.10.1982) (not published in the OJ)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: at any time after 1 year after entry into force (Art. 317 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: 3rd United Nations Conference on the Law of the Sea
8. REPRESENTATION OF THE COMMUNITY:  
The Presidency negotiated on behalf of the Community, alongside the Member States, for accession in respect of the matters for which the Community is competent.
9. VOTING RIGHTS (legal basis: Art. 159 (6), 161 (7) Conv.): "Article 159, Composition, procedure et voting: ...6. Each member of the Assembly shall have one vote..."  
"Article 161, Composition, procedure et voting: ... 7. Each member of the Council shall have one vote..."
10. FINANCIAL PARTICIPATION: -
11. MANAGEMENT BODIES
  - TITLE: a) International Sea-Bed Authority (Art. 156 Conv.);  
b) Assembly (Art. 159 Conv.); c) Council (Art. 161 Conv.)
  - REPRESENTATION: the Community will be represented by virtue of the like-treatment clause in Art. 1 (2) Conv.

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. 1 (2), 305 f) and Annex IX):  
"Article 1, Use of terms and scope: ... 2. (1) 'States Parties' means States which have consented to be bound by this Convention and for which this Convention is in force.  
(2) This Convention applies mutatis mutandis to the entities referred to in article 305, paragraph 1 (b), (c), (d), (e) and (f), which become Parties to this Convention in accordance with the conditions relevant to each, and to that extent 'States Parties' refers to those entities."  
"Article 305, Signature: 1. This Convention shall be open for signature by: ... (f) international organizations, in accordance with Annex IX."

"ANNEX IX. PARTICIPATION BY INTERNATIONAL ORGANIZATIONS. Article 1, Use of terms: For the purposes of article 305 and of this Annex, 'international organization' means an intergovernmental organization constituted by States to which its member States have transferred competence over matters governed by this Convention, including the competence to enter into treaties in respect of those matters.

Article 2, Signature: An international organization may sign this Convention if a majority of its member States are signatories of this Convention. At the time of signature an international organization shall make a declaration specifying the matters governed by this Convention in respect of which competence has been transferred to that organization by its member States which are signatories, and the nature and extent of that competence.

Article 3, Formal confirmation and accession: 1. An international organization may deposit its instrument of formal confirmation or of accession if a majority of its member States deposit or have deposited their instruments of ratification or accession.

2. The instruments deposited by the international organization shall contain the undertakings and declarations required by articles 4 and 5 of this Annex.

Article 4, Extent of participation and rights and obligations: 1. The instrument of formal confirmation or of accession of an international organization shall contain an undertaking to accept the rights and obligations of States under this Convention in respect of matters relating to which competence has been transferred to it by its member States which are Parties to this Convention.

2. An international organization shall be a Party to this Convention to the extent that it has competence in accordance with the declarations, communications of information or notifications referred to in article 5 of this Annex.

3. Such an international organization shall exercise the rights and perform the obligations which its member States which are Parties would otherwise have under this Convention, on matters relating to which competence has been transferred to it by those member States. The member States of that international organization shall not exercise competence which they have transferred to it.

4. Participation of such an international organization shall in no case entail an increase of the representation to which its member States which are States Parties would otherwise be entitled, including rights in decision-making.

5. Participation of such an international organization shall in no case confer any rights under this Convention on member States of the organization which are not States Parties to this Convention.

6. In the event of a conflict between the obligations of an international organization under this Convention and its obligations under the agreement establishing the organization or any acts relating to it, the obligations under this Convention shall prevail.

Article 5, Declarations, notifications and communications: 1. The instrument of formal confirmation or of accession of an international organization shall contain a declaration specifying the matters governed by this Convention in respect of which competence has been transferred to the organization by its member States which are Parties to this Convention.

2. A member State of an international organization shall, at the time it ratifies or accedes to this Convention or at the time when the organization deposits its instrument of formal confirmation or of accession, whichever is later, make a declaration specifying the matters governed by this Convention in respect of which it has transferred competence to the organization.

3. States Parties which are member States of an international organization which is a Party to this Convention shall be presumed to have competence over all matters governed by this Convention in respect of which transfers of competence to the organization have not been specifically declared, notified or communicated by those States under this article.
4. The international organization and its member States which are States Parties shall promptly notify the depositary of this Convention of any changes to the distribution of competence, including new transfers of competence, specified in the declarations under paragraphs 1 and 2.
5. Any State Party may request an international organization and its member States which are States Parties to provide information as to which, as between the organization and its member States, has competence in respect of any specific question which has arisen. The organization and the member States concerned shall provide this information within a reasonable time. The international organization and the member States may also, on their own initiative, provide this information.
6. Declarations, notifications and communications of information under this article shall specify the nature and extent of the competence transferred.

Article 6, Responsibility and liability: 1. Parties which have competence under article 5 of this Annex shall have responsibility for failure to comply with obligations or for any other violation of this Convention.

2. Any State Party may request an international organization or its member States which are States Parties for information as to who has responsibility in respect of any specific matter. The organization and the member States concerned shall provide this information. Failure to provide this information within a reasonable time or the provision of contradictory information shall result in joint and several liability.

Article 7, Settlement of disputes: 1. At the time of deposit of its instrument of formal confirmation or of accession, or at any time thereafter, an international organization shall be free to choose, by means of a written declaration, one or more of the means for the settlement of disputes concerning the interpretation or application of this Convention, referred to in article 287, paragraph 1 (a), (c) or (d).

2. Part XV applies mutatis mutandis to any dispute between Parties to this Convention, one or more of which are international organizations.

3. When an international organization and one or more of its member States are joint parties to a dispute, or parties in the same interest, the organization shall be deemed to have accepted the same procedures for the settlement of disputes as the member States; when, however, a member State has chosen only the International Court of Justice under article 287, the organization and the member State concerned shall be deemed to have accepted arbitration in accordance with Annex VII, unless the parties to the dispute otherwise agree.

Article 8, Applicability of Part XVII: Part XVII applies mutatis mutandis to an international organization, except in respect of the following:

(a) the instrument of formal confirmation or of accession of an international organization shall not be taken into account in the application of article 308, paragraph 1;

(b) (i) an international organization shall have exclusive capacity with respect to the application of articles 312 to 315, to the extent that it has competence under article 5 of this Annex over the entire subject-matter of the amendment;

(ii) the instrument of formal confirmation or of accession of an international organization to an amendment, the entire subject-matter over which the international organization has competence under article 5 of this Annex, shall be considered to be the instrument of ratification or accession of each of

the member States which are States Parties, for the purposes of applying article 316, paragraphs 1, 2 and 3;

(iii) the instrument of formal confirmation or of accession of the international organization shall not be taken into account in the application of article 316, paragraphs 1 and 2, with regard to all other amendments;

(c) (i) an international organization may not denounce this Convention in accordance with article 317 if any of its member States is a State Party and if it continues to fulfil the qualifications specified in article 1 of this Annex;

(ii) an international organization shall denounce this Convention when none of its member States is a State Party or if the international organization no longer fulfils the qualifications specified in article 1 of this Annex. Such denunciation shall take effect immediately."

. FOR THE COMMUNITY: not yet fixed

- CONTRACTING PARTY: -

- APPROVAL BY THE COUNCIL: not yet

- DEPOSITARY: Secretary-General of the United Nations (Art. 319 Conv.)

13. COMMENTS BY THIRD COUNTRIES

- ADMISSIBLE UNDER THE CONVENTION: Art. 309 Conv. excludes any reservations. Art. 310 Conv. allows declarations or statements.

14. OPINION OF THE EUROPEAN PARLIAMENT: -

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: -

B A S I C I N F O R M A T I O N

1. TITLE: a) Geneva (1979) Protocol to the General Agreement on Tariffs and Trade and Protocol Supplementary to the Geneva (1979) Protocol to the General Agreement on Tariffs and Trade  
 b) Arrangement regarding bovine meat, 1979  
 c) International Dairy Arrangement, 1979  
 d) Agreement on technical barriers to trade, 1979  
 e) Agreement on government procurement, 1979  
 f) Agreement on trade in civil aircraft, 1979  
 g) Agreement on interpretation and application of Articles VI, XVI and XXIII of the General Agreement on tariffs and trade, 1979  
 h) Agreement on implementation of Article VI of the General Agreement on tariffs and trade, 1979, and the addenda annexed thereto  
 i) Agreement on import licensing procedures, 1979  
 j) Agreement on implementation of Article VII of the General Agreement on tariffs and trade and the Protocol annexed thereto, 1979  
 k) Protocol to the Agreement on implementation of Article VII of the General Agreement on tariffs and trade  
 a) - k) OJ L 71, 17.3.1980, p. 1
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY:  
 a) 13.7.1979 for the Protocol and 17.12.1979 for the Protocol Supplementary to that Protocol, in Geneva  
 b) - j) 17.12.1979 in Geneva;  
 k) 29.7.1980 in Geneva
3. ENTRY INTO FORCE FOR THE COMMUNITY:  
 a) - d) and f) - i): 1.1.1980  
 e) and k): 1.1.1981  
 j): 1.7.1980
4. DURATION: b) and c): 3 years; a) and d) - k): indefinite
5. RENEWABLE: b) and c): yes; a) and d) - j): see above (point 4.)
6. DENUNCIATION: a) As for General Agreement  
 b) - j): At any time after entry into force, subject to 60 days notice;  
 a) no provision  
 b) Art. VI (7);  
 c) Art. VIII (8);  
 d) Art. 15 (11);  
 e) Art. IX (8);  
 f) Art. 9 (6);  
 g) Art. 19 (8);  
 h) Art. 16 (9);  
 i) Art. 5 (7);  
 j) Art. 28

N E G O T I A T I O N

7. FRAMEWORK: Multilateral trade negotiations (Tokyo Round 1973 - 1979), GATT
8. REPRESENTATION OF THE COMMUNITY  
 - "MIXED": d) and f): The Community and the Member States each negotiated for the matters within their competence  
 - ALONE: a) - c), e) and g) - j): The Community has sole competence with regard to these agreements, for which it negotiated its own participation.

9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution.
11. MANAGEMENT BODIES
- TITLE: a) Committee on Tariff Concessions (set up pursuant to Art. 3)
  - b) International Meat Council (Art. V (1))
  - c) International Dairy Products Council (Art. VII) and the 3 Committees set up to implement the provisions of the Protocols regarding certain milk powders, milk fat and certain cheeses (Art. VII (2))
  - d) Committee on Technical Barriers to Trade (Art. 13 (1))
  - e) Committee on Government Procurement (Art. VII (1))
  - f) Committee on Trade in Civil Aircraft (Art. 8 (1))
  - g) Committee on Subsidies and Countervailing Measures (Art. 16 (1))
  - h) Committee on Anti-Dumping Practices (Art. 14 (1))
  - i) Committee on Import Licensing (Art. 4 (1))
  - j) Committee on Customs Valuation (Art. 18 (1)) and Technical Committee on Customs Valuation (Art. 18 (2))
  - REPRESENTATION: a) - c), e) and g) - j): the Community is a member; the Member States may be present.
  - d) and f): the Community and the Member States are members.

## C O N C L U S I O N

### 12. CONCLUSION

#### - LEGAL BASIS

##### . IN THE AGREEMENT:

##### a) Preambles of the Protocols:

"Geneva (1979) Protocol to the General Agreement on Tariffs and Trade: The Contracting Parties to the General Agreement on Tariffs and Trade and the European Economic Community which participated in the multilateral trade negotiations 1973 to 1979 (hereinafter referred to as 'participants'), ... Have, through their representatives, agreed as follows: ..."

"Protocol Supplementary to the Geneva (1979) Protocol to the General Agreement on Tariffs and Trade:

The Contracting Parties to the General Agreement on Tariffs and Trade and the European Economic Community which participated in the multilateral trade negotiations 1973 to 1979 (hereinafter referred to as 'participants'), ... Have, through their representatives, agreed as follows: ..."

##### b) Art. VI (1) (a) Arrangement:

"Article VI, 1. Acceptance: (a) This Arrangement is open for acceptance, by signature or otherwise, by governments members of the United Nations, or of one of its specialized agencies and by the European Economic Community..."

##### c) Art. VIII (1) (a) Arrangement:

"Article VIII, 1. Acceptance: (a) This Arrangement is open for acceptance, by signature or otherwise, by governments members of the United Nations, or of one of its specialized agencies and by the European Economic Community..."



## d) Art. 15 (1) Agreement:

"Article 15, Final provisions, Acceptance and accession: 15.1. This Agreement shall be open for acceptance by signature or otherwise, by governments contracting parties to the GATT, and by the European Economic Community..."

## e) Art. IX (1) (a) Agreement:

"Article IX, Final provisions, Acceptance and accession: 1. (a) This Agreement shall be open for acceptance by signature or otherwise, by governments contracting parties to the GATT and by the European Economic Community whose agreed lists of entities are contained in Annex 1..."

## f) Art. 9. 1.1 Agreement:

"Article 9, Final provisions, 9.1. Acceptance and accession: 9.1.1. This Agreement shall be open for acceptance by signature or otherwise by Government Contracting Parties to the GATT and by the European Economic Community..."

## g) Art. 19 (2) (a) Agreement:

"Article 19, Final provisions: ... 2. (a) This Agreement shall be open for acceptance by signature or otherwise, by governments contracting parties to the GATT and by the European Economic Community..."

## h) Art. 16 (2) (a) Agreement:

"Article 16, Final provisions: 2. (a) This Agreement shall be open for acceptance by signature or otherwise, by Government Contracting Parties to the GATT and by the European Economic Community..."

## i) Art. 5 (1) (a) Agreement:

"Article 5, Final provisions, 1. Acceptance and accession: (a) This Agreement shall be open for acceptance by signature or otherwise, by Government Contracting Parties to the GATT and by the European Economic Community..."

## j) Art. 22 (1) Agreement:

"Article 22: 1. This Agreement shall be open for acceptance by signature or otherwise by Government Contracting Parties to the GATT and by the European Economic Community..."

## k) II.2. Protocol:

"II .... 2. This Protocol shall be deposited with the Director-General to the Contracting Parties to the GATT. It is open for acceptance, by signature or otherwise, by signatories of the Agreement on implementation of Article VII of the General Agreement on tariffs and trade and by other governments accepting or acceding to the Agreement pursuant to the provisions of Article 22 thereof."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113

## - CONTRACTING PARTY

. THE COMMUNITY is the sole signatory as regards a) - c), e) and g) - j).

. THE COMMUNITY AND MEMBER STATES: for d) and f)

## - APPROVAL BY THE COUNCIL: 10.12.1979 (OJ L 71, 17.3.1980, p. 129)

## - DEPOSITARY: Director-General of GATT

- |                       |                     |
|-----------------------|---------------------|
| /a) Art. 6;           | b) Art. VI (1) (c); |
| c) Art. VIII (1) (c); | d) Art. 15 (15);    |
| e) Art. IX (12);      | f) Art. 9.10.1;     |
| g) Art. 19 (12);      | h) Art. 16 (12);    |
| i) Art. 5 (10);       | j) Art. 30;         |
| k) II 2./             |                     |

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: a) Arrangement regarding International Trade in Textiles (MFA), 1973 (OJ L 118, 30.4.1974, p. 2)  
b) Protocol extending the Arrangement regarding International Trade in Textiles, 1982 (OJ L 83, 29.3.1982, p. 9)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY  
a) 25.3.1974 in Geneva  
b) 15.3.1982 in Geneva
3. ENTRY INTO FORCE FOR THE COMMUNITY  
a) 25.3.1974  
b) 15.3.1982
4. DURATION: a) 4 years; expiry 31.12.1981 (Art. 16)  
b) 4 years and seven months; expiry 31.7.1986 (Art. 1)
5. RENEWABLE: yes (Art. 10 (5) Arrangement)
6. DENUNCIATION: a) and b): at any time after entry into force (Art. 15 Arrangement)

N E G O T I A T I O N

7. FRAMEWORK: a) Negotiating Group on Textiles, set up by the GATT Council  
b) Textiles Committee, meeting of 22.12.1981
8. REPRESENTATION OF THE COMMUNITY  
- ALONE: The Community has sole competence and negotiated its own participation in the Arrangement and the Protocol.
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES  
- TITLE: i) Textiles Committee (Art. 10 (1) Arrangement)  
ii) Textiles Surveillance Body (Art. 11 (1) Arrangement)  
- REPRESENTATION: i) the Community is a member; the Member States are observers;  
ii) the Community enjoys de facto permanent membership; the Member States are not present.

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

## . IN a) THE ARRANGEMENT (Art. 1 (1) and Art. 13 (1)):

"Article 1: 1. It may be desirable during the next few years for special practical measures of international cooperation to be applied by the participating countries (1) in the field of textiles with the aim of eliminating the difficulties that exist in this field..."

(1) The expressions 'participating country', 'participating exporting country' and 'participating importing country', wherever they appear in this Arrangement, shall be deemed to include the European Economic Community."

"Article 13: 1. This Arrangement shall be deposited with the Director-General to the contracting parties to the GATT. It shall be open for acceptance, by signature or otherwise, by governments contracting parties to the GATT or having provisionally acceded to the GATT and by the European Economic Community. ...."

b) THE PROTOCOL (Art. 2): "2. This Protocol shall be deposited with the Director-General to the CONTRACTING PARTIES to the GATT. It shall be open for acceptance, by signature or otherwise, by the Parties to the Arrangement, by other governments accepting or acceding to the Arrangement pursuant to the provisions of Article 13 thereof and by the European Economic Community."

. FOR THE COMMUNITY: The Treaty and in particular Art. 113

- CONTRACTING PARTY: Community, to the exclusion of the Member States

- APPROVAL BY THE COUNCIL: a) 21.3.1974 MFA I (OJ L 118, 30.4.1974, p. 1)

b) 16.3.1982 (OJ L 83, 29.3.1982, p. 8)

- DEPOSITARY: Director-General of GATT, Geneva

13. COMMENTS BY THIRD COUNTRIES: none

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Agreement on the importation of educational, scientific and cultural materials, 1950 (Florence Agreement)  
Protocol to the Agreement on the importation of educational, scientific and cultural materials, 1976 (OJ L 134, 31.5.1979, p. 14) (Nairobi Protocol)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 28.9.1979 in New York
3. ENTRY INTO FORCE FOR THE COMMUNITY  
- PROVISIONAL and unilateral: 1.1.1980 (except Annexes C.1, F, G and H)  
(OJ L 134, 31.5.1979, p. 13)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time from two years after entry into force (Art. XIV Agreement and Art. 19 Protocol)

N E G O T I A T I O N

7. FRAMEWORK: General Conference of the United Nations Educational, Scientific and Cultural Organization (UNESCO) (a) 1950 in Florence; b) 1976 in Nairobi)
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community and the Member States each negotiated for the matters within their competence (Art. 14 a)  
. FROM THE OUTSET: b) yes, for the Protocol
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

- . IN THE PROTOCOL (Art. 14 a): "14 (a) This Protocol, of which the English and French texts are equally authentic, shall bear today's date and shall be open to signature by all States Parties to the Agreement, as well as by customs or economic unions, provided that all the Member States constituting them are also Parties to the Protocol.

The term 'State' or 'country' as used in this Protocol, or in the Protocol referred to in paragraph 18, shall be taken to refer also, as the context may require, to the customs or economic unions and, in all matters which fall within their competence with regard to the scope of this Protocol, to the whole of the territories of the Member States which constitute them, and not to the territory of each of these States.

It is understood that, in becoming a Contracting Party to this Protocol, such customs or economic unions will also apply the provisions of the Agreement on the same basis as is provided in the preceding paragraph with respect to the Protocol."

- . FOR THE COMMUNITY: The Treaty establishing the EEC

- CONTRACTING PARTY: Community (following the ratification of the Protocol by the Member States) and the Member States
- APPROVAL BY THE COUNCIL: 8.5.1979 (OJ L 134, 31.5.1979, p. 13)
- DEPOSITARY: the Secretary-General of the UN in New York (Art. IX (3) Agreement and 14 c) Protocol)

13. COMMENTS BY THIRD COUNTRIES: no comments14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 17.11.1978
- REF.: OJ C 296, 11.12.1978, p. 57

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE

- DATE: 29.11.1978
- REF.: OJ C 105, 26.4.1979, p. 40

B A S I C I N F O R M A T I O N

1. TITLE: International Convention on the Physical Protection of Nuclear Material, 1979 (not published in the OJ) (IAEA, INFCIRC/225/Rev.1)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 13.6.1980 in Vienna, IAEA
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet in force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time (Art. 21 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Meeting of Government Representatives under the aegis of the International Atomic Energy Agency (IAEA), from Oct. 1977 to Oct. 1979
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The EAEC negotiated its own participation, alongside that of the Member States, for matters within its competence.
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 18 (4) b) and d) Conv.): "Article 18 (4) b) In matters within their competence, such organizations shall, on their own behalf, exercise the rights and fulfil the responsibilities which this Convention attributes to States Parties. ....  
d) Such an organization shall not hold any vote additional to those of its member States. ...."
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE CONVENTION (Art. 18 (4) (a):

"Article 18, .... 4. a) This Convention shall be open for signature or accession by international organizations and regional organizations of an integration or other nature, provided that any such organization is constituted by sovereign States and has competence in respect of the negotiation, conclusion and application of international agreements in matters covered by this Convention..."

Declaration of the European Atomic Energy Community (13.6.1980): "At present the following States are members of the European Atomic Energy Community: Belgium, Denmark, France, the Federal Republic of Germany, Ireland, Italy, Luxembourg, the Netherlands and the United Kingdom.

In signing the Convention, the Community declares that, when it has deposited the instrument of approval or acceptance pursuant to Article 18 and the Convention has entered into force for the Community pursuant to Article 19, Articles 7 to 13 of the Convention will not apply to it.

Furthermore, the Community declares that, because under Article 34 of the Statute of the International Court of Justice only States may be parties in cases before the Court, it can only be bound by the arbitration procedure set out in Article 17 (2)."

. FOR THE COMMUNITY: The EAEC Treaty and in particular Art. 101 and 102.

- CONTRACTING PARTY: EAEC and Member States

- APPROVAL BY THE COUNCIL: 9.6.1980 (OJ L 149, 17.6.1980, p. 41)

- DEPOSITARY: Director-General of the International Atomic Energy Agency (IAEA) (Art. 23 Conv.)

13. COMMENTS BY THIRD COUNTRIES- ADMISSIBLE UNDER THE CONVENTION:

- MADE BY THE Socialist Republic of Romania (23.12.1980 (1)): "In signing the Convention on the Physical Protection of Nuclear Material, the Socialist Republic of Romania declares that, in its interpretation, the provisions of Article 18, paragraph 4 refer exclusively to organizations to which the member States have transferred competence to negotiate, conclude and apply international agreements on their behalf and to exercise the rights and fulfil the responsibilities entailed by such agreements including the right to vote."

(1) Date of communication.

- REPLY: no reply

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: Arrangement on Guidelines for Officially-Supported Export Credits (not published in the OJ)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: there is no signing procedure in the case of a "gentlemen's agreement"
3. ENTRY INTO FORCE FOR THE COMMUNITY: 6.7.1982 (Arrangement as amended)
4. DURATION: until 1.5.1983
5. RENEWABLE: as a general rule every six months
6. DENUNCIATION: At any time after entry into force (point 15 Arrangement), subject to 60 days notice

N E G O T I A T I O N

7. FRAMEWORK: under the aegis of the OECD
8. REPRESENTATION OF THE COMMUNITY  
- ALONE: The Community has sole competence as regards the Arrangement and negotiated its own participation to the exclusion of that of the Member States.
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS
  - . IN THE ARRANGEMENT (Annex C): "Annex C, List of Participants: .... European Economic Community (consisting of the following Member States: Belgium, Denmark, Germany, France, Ireland, Italy, Luxemburg, Netherlands, United Kingdom, Greece) ...."
  - . FOR THE COMMUNITY: The Treaty and in particular Art. 113
- CONTRACTING PARTY: the Community alone
- APPROVAL BY THE COUNCIL: 28.7.1982 (Arrangement as amended)
- DEPOSITARY: Secretary-General of the OECD

13. COMMENTS BY THIRD COUNTRIES: No country belonging to the Eastern trading area is a participant in the Arrangement
14. OPINION OF THE EUROPEAN PARLIAMENT: not sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Understanding on Export Credits for Ships, 1980 (not published in the OJ)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: there is no signing procedure in the case of a "gentlemen's agreement"
3. ENTRY INTO FORCE FOR THE COMMUNITY: 30.7.1981
4. DURATION: 6 months
5. RENEWABLE: every six months
6. DENUNCIATION: at any time (point 12 Arrangement), subject to three calendar months notice

N E G O T I A T I O N

7. FRAMEWORK: Organization for Economic Cooperation and Development (OECD)
8. REPRESENTATION OF THE COMMUNITY
  - ALONE: The Community has sole competence as regards the Understanding and negotiated its own participation to the exclusion of that of the Member States.
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE UNDERSTANDING (point 11): "III 11. This Understanding becomes effective as soon as all members of Working Party No 6 have notified the Secretary-General of their adherence to it or as soon as participants having so notified the Secretary-General decide that they constitute a representative majority of members of Working Party No 6; any participant which disagrees as to what constitutes a representative majority would not be bound by the others' decision. The Understanding is open to other member countries of the OECD."
    - . FOR THE COMMUNITY: The Treaty and in particular Art. 113
  - CONTRACTING PARTY: Community alone
  - APPROVAL BY THE COUNCIL: 28.4.1981
  - DEPOSITARY: The Secretary-General of the OECD

13. COMMENTS BY THIRD COUNTRIES: No country belonging to the Eastern trading area is a participant in the Understanding.
14. OPINION OF THE EUROPEAN PARLIAMENT: not sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries (NAFO), 1978 (OJ L 378, 30.12.1978, p. 2)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 24.10.1978 in Ottawa, Canada
3. ENTRY INTO FORCE FOR THE COMMUNITY: 1.1.1979 (OJ L 66, 16.3.1979, p.20)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: 31 December of any year (Art. XXIV Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Diplomatic Conference held in Ottawa in 1977
8. REPRESENTATION OF THE COMMUNITY
  - ALONE: The Community has sole competence and negotiated its own accession.
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. V (1), X (2) and XIV (1) Conv.):
 

"Article V: 1. Each Contracting Party shall have one vote in proceedings of the General Council. ...."

"Article X: .... 2. Decisions of the Scientific Council with respect to the election of officers, the adoption and the amendment of rules and other matters pertaining to the organization of its work shall be taken by a majority of votes of all Contracting Parties present and casting affirmative or negative votes, and for these purposes each Contracting Party shall have one vote. No vote shall be taken unless there is a quorum of at least two-thirds of the Contracting Parties. ...."

" Article XIV: 1. Each Commission member shall have one vote in proceedings of the Commission. ...."
10. FINANCIAL PARTICIPATION (legal basis: Art. XVI and Annex II Conv.)
  - ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.7.
11. MANAGEMENT BODIES
  - TITLE: Northwest Atlantic Fisheries Organization (Art. II (1) Conv.) consists of a) General Council; b) Scientific Council; c) Fisheries Commission.
  - REPRESENTATION: Community is a member: a) (Art. IV (1) Conv.); b) (Art. IX (1) Conv.); c) (Art. XIII (1) Conv.)

C O N C L U S I O N

12. CONCLUSION

- LEGAL BASIS

. IN THE CONVENTION (Art. XXII): "Article XXII: 1. This Convention shall be open for signature at Ottawa until 31 December 1978, by the parties represented at the Diplomatic Conference on the Future of Multilateral Cooperation in the Northwest Atlantic Fisheries, held at Ottawa from 11 October to 21 October 1977. It shall thereafter be open for accession."

. FOR THE COMMUNITY: The Treaty and in particular Art. 43

- CONTRACTING PARTY: Community, to the exclusion of the Member States
- APPROVAL BY THE COUNCIL: 28.12.1978 (OJ L 378, 30.12.1978, p. 1)
- DEPOSITARY: The Government of Canada (Art. XXV Conv.)

13. COMMENTS BY THIRD COUNTRIES

- ADMISSIBLE UNDER THE CONVENTION:

- MADE BY:

a) USSR: "... 2. The signing by the Government of the Union of Soviet Socialist Republics of this Convention does not change the position of the USSR Government in relation of various international organizations."

b) the German Democratic Republic (24.10.1978): "I have the honour to declare on behalf of the Government of the German Democratic Republic that the signature of the Convention on Future Multilateral Cooperation in the Northwest Atlantic Fisheries does not imply any change in the position of the Government of the German Democratic Republic to different international organizations."

14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 15.12.1978

- REF.: OJ C 6, 8.1.1979, p. 86

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention on Future Multilateral Cooperation in the North-East Atlantic Fisheries (NEAFC), 1980 (OJ L 227, 12.8.1981, p. 22)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 18.11.1980 in London
3. ENTRY INTO FORCE FOR THE COMMUNITY: 17.3.1982
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: 2 years after entry into force (Art. 21 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Preparatory meeting of the future contracting parties in Lisbon in February 1980
8. REPRESENTATION OF THE COMMUNITY  
- ALONE: The Community has sole competence
9. VOTING RIGHTS (legal basis: Art. 3 (9) Conv.): "Article 3, .... 9. Each Contracting Party shall have one vote in the Commission. Decisions of the Commission shall be taken by a simple majority, or, if this Convention specifically requires a qualified majority, by a two-thirds majority of the votes of all Contracting Parties present and casting affirmative or negative votes, provided that no vote shall be taken unless there is a quorum of at least two-thirds of the Contracting Parties. If there is an even division of votes on any matter which is subject to a simple majority decision, the proposal shall be regarded as rejected..."
10. FINANCIAL PARTICIPATION (legal basis: Art. 17 (4) Conv.)  
- ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.7.
11. MANAGEMENT BODIES  
- TITLE: North-East Atlantic Fisheries Commission (Art. 3 (1) Conv.)  
- REPRESENTATION: The Commission for the Community

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE CONVENTION (Art. 20 (1)): "Article 20: 1. This Convention shall be open for signature from 18 November 1980 to 28 February 1981 by the following Parties: Bulgaria, Cuba, Denmark in respect of the Faroe Islands, the European Economic Community, Finland, the German Democratic Republic, Iceland, Norway, Poland, Portugal, Spain, Sweden and the Union of Soviet Socialist Republics. It shall be ratified, accepted, or approved as soon as possible and the instruments of ratification, acceptance or approval shall be deposited with the Government of the United Kingdom of Great Britain and Northern Ireland, referred to in this Convention as 'the Depository'..."

. FOR THE COMMUNITY: The Treaty and in particular Art. 43

- CONTRACTING PARTY: Community, to the exclusion of the Member States

- APPROVAL BY THE COUNCIL: 13.7.1981 (OJ 227, 12.8.1981, p. 21)

- DEPOSITARY: Government of the United Kingdom of Great Britain and Northern Ireland (Art. 22 Conv.)

13. COMMENTS BY THIRD COUNTRIES:

- At the time of acceptance the Union of Soviet Socialist Republics made a statement as follows: "The participation of organisations of regional economic integration in the convention on Multilateral Cooperation in the North-East Atlantic Fisheries does not change the position of the Soviet Union concerning various international organisations."

14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 26.3.1981

- REF.: OJ C 90, 21.4.1981, p. 113

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: Convention on the Conservation of the Biological Resources of the South-East Atlantic (ICSEAF), 1969 (not yet published in the OJ), ICSEAF Handbook, 1976
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: Accession of the Community in the process of negotiation
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet
4. DURATION: 10 years with tacit renewal (Art. XX Conv.)
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: at any time after 10 years after entry into force with effect from the end of the year (Art. XX Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Conference of the Food and Agriculture Organization of the United Nations
8. REPRESENTATION OF THE COMMUNITY:
  - Commission with observer status as a negotiating party
  - intended that Commission will be sole representative
9. VOTING RIGHTS (Art. V (3) Conv.):

" Article V, Sessions of the Commission: ... 3. Each Contracting Party shall have one vote in the Commission. Except as may be otherwise provided in this Convention, decisions of the Commission shall be taken by a majority of two thirds of the Contracting Parties present and voting. Two thirds of the Contracting Parties shall constitute a quorum."
10. FINANCIAL PARTICIPATION (legal basis: Art. XIII Conv.)
  - ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.7.
11. MANAGEMENT BODIES
  - TITLE: Commission (Art. IV Conv.), any subsidiary bodies (Art. VII Conv.)
  - REPRESENTATION: see above (point 8.)

C O N C L U S I O N

12. CONCLUSION
- LEGAL BASIS
    - . IN THE CONVENTION (Art. still being negotiated)
    - . FOR THE COMMUNITY:
  - CONTRACTING PARTY: Community
  - APPROVAL BY THE COUNCIL: not yet
  - DEPOSITARY: Director-General of the Food and Agriculture Organization of the United Nations in Rome (Final version of the Final Act)
13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention on the Conservation of Antarctic Marine Living Resources, 1980 (OJ L 252, 5.9.1981, p. 27)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 21.4.1982 in Canberra. The Community was not authorized to sign, but only to accede. It therefore deposited its instrument of accession on the above date.
3. ENTRY INTO FORCE FOR THE COMMUNITY: 21.5.1982 (Art. XXVIII Conv.)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: on 30 June of any year (Art. XXXI Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Diplomatic conference held in Canberra, May 1980
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED"  
. FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. XII (3) and (4): "Article XII: .... 3. In Commission consideration of any item requiring a decision, it shall be made clear whether a regional economic integration organization will participate in the taking of the decision and, if so, whether any of its member States will also participate. The number of Contracting Parties so participating shall not exceed the number of member States of the regional economic integration organization which are members of the Commission.  
  
4. In the taking of decisions pursuant to this Article, a regional economic integration organization shall have only one vote."
10. FINANCIAL PARTICIPATION (legal basis: Art. XIX Conv.)  
- ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.7.
11. MANAGEMENT BODIES  
- TITLE: a) Commission for the conservation .... (Art. VII (1) Conv.)  
b) Scientific Committee for the conservation .... (Art. XIV (1) Conv.)  
- REPRESENTATION: a) and b): Community and Member States

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE CONVENTION (Art. XXIX (2)): "Article XXIX: .... 2. This Convention shall be open for accession by regional economic integration organizations constituted by sovereign States which include among their members one or more States members of the Commission and to which the States members of the organization have transferred in whole or in part, competences with regard to the matters covered by this Convention. The accession of such regional economic integration organizations shall be the subject of consultations among members of the Commission."

. FOR THE COMMUNITY: The Treaty and in particular Art. 43

- CONTRACTING PARTY: Member States and, after the entry into force of the Convention, the Community
- APPROVAL BY THE COUNCIL: 4.9.1981 (OJ L 252, 5.9.1981, p. 26)
- DEPOSITARY: Government of Australia, Canberra (Art. XXXIII Conv.)

13. COMMENTS BY THIRD COUNTRIES- ADMISSIBLE UNDER THE CONVENTION:

- MADE BY USSR: "The Soviet delegation considers it necessary to state that the affording to organizations of regional economic integration of the possibility of becoming parties to the Convention on the conservation of Antarctic marine living resources does not alter the position of the Soviet Union with respect to the various international organizations."

14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 10.4.1981
- REF.: OJ C 101, 4.5.1981, p. 116

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: International Agreement for the Regulation of Whaling, 1946 (not published in the OJ) (IWC publication, April 1979)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: in June of each year (Art. XI Conv.)

N E G O T I A T I O N

7. FRAMEWORK: International Agreement for the Regulation of Whaling, 1937
8. REPRESENTATION OF THE COMMUNITY
  - Contracting Parties: Denmark, Federal Republic of Germany, France, Netherlands, United Kingdom.
  - Observers: Belgium, Ireland, the Commission for the Community.
9. VOTING RIGHTS (legal basis: Art. III (1) Conv.): "Article III: 1. The Contracting Governments agree to establish an International Whaling Commission, hereinafter referred to as the Commission, to be composed of one member from each Contracting Government. Each member shall have one vote and may be accompanied by one or more experts and advisers."
10. FINANCIAL PARTICIPATION (legal basis: Art. III (2) Conv.): Rules of Procedure and Financial Regulation
11. MANAGEMENT BODIES
  - TITLE: International Whaling Commission (Art. III (1) Conv.)
  - REPRESENTATION: each Contracting Government

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION: Art. XI
    - . FOR THE COMMUNITY: not yet fixed
  - CONTRACTING PARTY: see above (point 8.)
  - APPROVAL BY THE COUNCIL: not yet
  - DEPOSITARY: Government of the United States of America

13. COMMENTS BY THIRD COUNTRIES: none  
- ADMISSIBLE UNDER THE CONVENTION:
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention for the Conservation of Salmon in the North Atlantic Ocean, 1982 (OJ C 70, 19.3.1982, p. 10)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 2.3.1982 in Reykjavik
3. ENTRY INTO FORCE FOR THE COMMUNITY: currently before the Council
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 20 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Diplomatic Conference in Reykjavik (Jan. 1982)
8. REPRESENTATION OF THE COMMUNITY  
- ALONE: The Community has sole competence  
. FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 6 (2) and 11 (2) Conv.): "Article 6: .... 2. Each member of the Council shall have one vote in its proceedings. ...."  
"Article 11: .... 2. Each member of a Commission shall have one vote in its proceedings. In addition, in the case of the North American Commission, the European Economic Community shall have the right to submit and vote on proposals for regulatory measures concerning salmon stocks originating in the territories referred to in Article 18. In the case of the North-East Atlantic Commission, Canada and the United States of America shall each have the right to submit and vote on proposals for regulatory measures concerning salmon stocks originating in the rivers of Canada or the United States of America, respectively, and occurring off East Greenland..."
10. FINANCIAL PARTICIPATION (legal basis: Art. 16 Conv.)  
- ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.7.
11. MANAGEMENT BODIES  
- TITLE: The North Atlantic Salmon Conservation Organization (Art. 3 (1) Conv.) is made up of the following: a) Council; b) North American Commission; c) West Greenland Commission; d) North-East Atlantic Commission (Art. 3 (3) Conv.).  
- REPRESENTATION: The Community is a member of a) (Art. 5 (1) Conv.), c) (Art. 10 (1) b)) and d) (Art. 10 (1) c)). The Community is not a member of b) (Art. 10 (1) a)).

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE CONVENTION (Art. 17 (1)): "Article 17: 1. This Convention shall be open for signature at Reykjavik from 2 March to 31 August 1982 by Canada, Denmark in respect of the Faroe Islands, the European Economic Community, Iceland, Norway, Sweden and the United States of America. ...."

. FOR THE COMMUNITY: The Treaty and in particular Art. 43

- CONTRACTING PARTY: Community, to the exclusion of the Member States

- APPROVAL BY THE COUNCIL: 13.12.1982 (not yet published in the OJ)

- DEPOSITARY: Council of the European Communities in Brussels (Art. 21 (1) Conv.)

13. COMMENTS BY THIRD COUNTRIES: none14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 9.7.1982

- REF.: OJ C 238, 13.9.1982, p. 107

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: Convention on Fishing and Conservation of Living Resources in the Baltic Sea and the Belts, 1973, and Protocol 1982 (to permit the accession of the Community to the Commission)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after 5 years after entry into force (Art. XIX Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Conference of the Representatives of the States Parties to the Convention, held in Warsaw from 9. to 11.11.1982.
8. REPRESENTATION OF THE COMMUNITY  
- OBSERVER: the Community had observer status but took an active part in the negotiations on the Protocol
9. VOTING RIGHTS (legal basis: Art. VIII (3) and Annex Art. XVII Prot.): "Article VIII: ...3. Each Contracting State shall have one vote in the Commission. Decisions and recommendations of the Commission shall be taken by a two-thirds majority of votes of the Contracting States, present and voting at the meeting, provided, however, that any recommendation relating to areas under the fisheries jurisdiction of one or more Contracting States shall enter into force for these States only in case they have given affirmative vote thereto."  
  
(Annex Art. XVII): "a) At the request of the Kingdom of Denmark and the Federal Republic of Germany, the European Economic Community (EEC) is invited by all Contracting States to accede to the Convention in the place of the Kingdom of Denmark and the Federal Republic of Germany; by way of derogation to Article XIX of the Convention the membership of these two Contracting States in the Convention shall cease at the moment when the Convention enters into force for the EEC.  
  
b) From the time of its accession, the EEC shall take over all rights and obligations of a Contracting State as stipulated by the Convention including, inter alia, the right of one vote and the obligation to contribute one of the equal shares to the total amount of the Budget and shall ensure the strict application of all obligations deriving from this Convention."
10. FINANCIAL PARTICIPATION (legal basis: Annex Art. XVII b) Prot.): "Article XVII: ... b) From the time of its accession, the EEC shall take over all rights and obligations of a Contracting State as stipulated by the Convention including, inter alia, the right of one vote and the obligation to contribute one of the equal shares to the total amount of the Budget and shall ensure the strict application of all obligations deriving from this Convention."

11. MANAGEMENT BODIES

- TITLE: International Baltic Sea Fishery Commission (Art. 5 (1) Conv.)
- REPRESENTATION: Denmark and the Federal Republic of Germany are members; after accession the Community will become a member (in place of Denmark and the FR of Germany)

C O N C L U S I O N12. CONCLUSION

## - LEGAL BASIS

- . IN THE CONVENTION (Art. XVII (2) and (3) Prot.):
  - "Article XVII ...2. This Convention shall be open for accession to any State interested in the preservation and rational exploitation of living resources in the Baltic Sea and the Belts or to any intergovernmental economic integration organization to which the competence in the matters regulated by this Convention has been transferred by its Member States, provided that this state or organization is invited by the Contracting States.
  - 3. Any reference to 'Contracting State' in this Convention shall apply mutatis mutandis to the organizations mentioned under the previous paragraph and which have become Parties to this Convention."
- . FOR THE COMMUNITY: The Treaty and in particular Art. 43
- CONTRACTING PARTY: the Community (in place of the Federal Republic of Germany and the Kingdom of Denmark) (area for which the Community has exclusive competence)
- APPROVAL BY THE COUNCIL: not yet
- DEPOSITARY: Government of the Polish People's Republic (Art. XVII (1) Conv.)

13. COMMENTS BY THIRD COUNTRIES

## - ADMISSIBLE UNDER THE CONVENTION:

- (Extracts from the minutes of the Conference, Warsaw 9. to 11.11.1982):
  - "7. The Soviet Delegation indicated that despite its doubts about the competence of the EEC in some of the matters covered by the Convention it was prepared, in principle to agree to amend the Convention, so that the EEC could become a Party to it...
  - 10. The Delegation of Poland commented on the proposal of the EEC Representatives indicating the points in which it suggested the EEC proposal should, in its opinion, be modified...
  - 11. The Delegations of the USSR and of the German Democratic Republic concurred with the views presented by the Delegation of Poland."
- REPLY of the Community: See Community Memorandum of 18.9.1981 presented to the Conference held in Warsaw from 9. to 11.11.1982.

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: International Convention for the conservation of Atlantic Tunas, 1966 (not yet published in the OJ) (International Commission ..., Basic Texts, 1977, 1st rev.)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: Accession of the Community in the process of negotiation
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet
4. DURATION: 10 years with tacit renewal (Art. XII (1) Conv.)
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any moment after 10 years after entry into force with effect from the end of the year (Art. XII (2) Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Conference of the Food and Agriculture Organization of the United Nations
8. REPRESENTATION OF THE COMMUNITY:
  - Commission with observer status as a negotiating party
  - intended that Commission will be sole representative
9. VOTING RIGHTS (legal basis: Art. III (3) Conv.): no amendment requested for the Community.  
 "Article III .... 3. Except as may otherwise be provided in this Convention, decisions of the Commission shall be taken by a majority of the Contracting Parties, each Contracting Party having one vote. Two-thirds of the Contracting Parties shall constitute a quorum."
10. FINANCIAL PARTICIPATION (legal basis: Art. X Conv.)
  - ADMINISTRATIVE EXPENSES: budget heading: A 2.9.8.7.
11. MANAGEMENT BODIES
  - TITLE: a) International Commission for the Conservation of Atlantic Tunas (Art. III Conv.)
  - b) Council within the Commission (Art. V Conv.)
  - REPRESENTATION: see above (point 8.)

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. still being negotiated)
    - . FOR THE COMMUNITY: not yet fixed
  - CONTRACTING PARTY: see above (point 8.)
  - APPROVAL BY THE COUNCIL: not yet
  - DEPOSITARY: Director-General of the Food and Agriculture Organization of the United Nations in Rome (Art. XIV (2) Conv.)
13. COMMENTS BY THIRD COUNTRIES: no comments
  - ADMISSIBLE UNDER THE CONVENTION:
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet

B A S I C I N F O R M A T I O N

1. TITLE: Convention on International Trade in Endangered species of Wild Fauna and Flora, 1973 (Washington Convention) (OJ C 243, 22.9.1980, p. 20)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: in the process of negotiation
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. XXIV Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Conference of plenipotentiaries held in Washington in 1973 (UNDP) for the purpose of concluding an international convention on trade in certain wild species.
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": the Member States negotiated the Convention
9. VOTING RIGHTS (legal basis: Art. XV (1) (b); (2) (a), (g), (h), (i), (j) and Art. XVII (1)):
 

"Article XV, Amendments to Appendices I and II: 1. The following provisions shall apply in relation to amendments to Appendices I and II at meetings of the Conference of the Parties: ...

(b) amendments shall be adopted by a two-thirds majority of Parties present and voting. For these purposes 'Parties present and voting' means Parties present and casting an affirmative or negative vote. Parties abstaining from voting shall not be counted among the two-thirds required for adopting an amendment; ...

2. The following provisions shall apply in relation to amendments to Appendices I and II between meetings of the Conference of the Parties:

(a) any Party may propose an amendment to Appendix I or II for consideration between meetings (h) by the postal procedures set forth in this paragraph; ...

(g) if an objection by any party is received by the Secretariat, the proposed amendment shall be submitted to a postal vote in accordance with the provisions of subparagraphs (h), (i) and (j) of this paragraph;

(h) the Secretariat shall notify the Parties that notification of objection has been received;

(i) unless the Secretariat received the votes for, against or in abstention from at least one-half of the Parties within 60 days of the date of notification under subparagraph (h) of this paragraph, the proposed amendment shall be referred to the next meeting of the Conference for further consideration;

(j) provided that votes are received from one-half of the Parties, the amendment shall be adopted by a two-thirds majority of Parties casting an affirmative or negative vote; ..."

"Article XVII, Amendment of the Convention: 1. An extraordinary meeting of the Conference of the Parties shall be convened by the Secretariat on the written request of at least one-third of the Parties to consider and adopt amendments to the present Convention. Such amendments shall be adopted by a two-thirds majority of Parties present and voting. For these purposes 'Parties present and

voting' means Parties present and casting an affirmative or negative vote. Parties abstaining from voting shall not be counted among the two-thirds required for adopting an amendment..."

10. FINANCIAL PARTICIPATION (legal basis: Art. XI (3) (a) Conv.)
  - ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.6. (1981)
11. MANAGEMENT BODIES
  - TITLE: Conference of the Parties
  - REPRESENTATION: Community and Member States

### C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. XXI):
      - "Article XXI, Accession: The present Convention shall be open indefinitely for accession. Instruments of accession shall be deposited with the Depositary Government."
      - . FOR THE COMMUNITY: not yet fixed
    - CONTRACTING PARTY: Member States (Denmark, Germany, France, Italy and United Kingdom); negotiations on participation by the Community are under way. The other Member States (Belgium, Netherlands, Luxembourg, Ireland and Greece) have not yet acceded to the Convention.
    - APPROVAL BY THE COUNCIL: not yet approved but autonomous application as from 1.1.1984
    - DEPOSITARY: Government of the Swiss Confederation, Berne (Art. XX Conv.)
13. COMMENTS BY THIRD COUNTRIES
  - ADMISSIBLE UNDER THE CONVENTION: Art. XXIII forbids general reservations
14. OPINION OF THE EUROPEAN PARLIAMENT
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE

B A S I C I N F O R M A T I O N

1. TITLE: Convention for the prevention of marine pollution from land-based sources (Convention of Paris), 1974 (OJ L 194, 25.7.1975, p. 6)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 23.6.1975 in Paris
3. ENTRY INTO FORCE FOR THE COMMUNITY: 6.5.1978 (Art. 25 (1) Conv.)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time from two years after entry into force (Art. 26 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Diplomatic Conference on the Convention .... (1973-1974), Paris
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 19 Conv.):
 

"Article 19: Within the areas of its competence, the European Economic Community is entitled to a number of votes equal to the number of its Member States which are Contracting Parties to the present convention.  
The European Economic Community shall not exercise its rights to vote in cases where its Member States exercise theirs and conversely."
10. FINANCIAL PARTICIPATION (legal basis: Art. 18 (2) Conv.)
  - ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.6.
  - OPERATING EXPENSES:
11. MANAGEMENT BODIES
  - TITLE: Commission (Art. 15 Conv.)
  - REPRESENTATION: Community and Member States

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. 22 and Art. 24 (1)):
    - "Article 22: The present convention shall be open for signature at Paris, from 4 June 1974 to 30 June 1975, by the States invited to the diplomatic conference on the convention for the prevention of marine pollution from land-based sources, held at Paris, and by the European Economic Community."

"Article 24: 1. After 30 June 1975, the present convention shall be open for accession by States referred to in Article 22 and by the European Economic Community..."

. FOR THE COMMUNITY: The Treaty and in particular Art. 235

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: 3.3.1975 (OJ L 194, 25.7.1975, p. 5)
- DEPOSITARY: Government of the French Republic, Paris (Art. 29 Convention)

13. COMMENTS BY THIRD COUNTRIES: No country belonging to the Eastern trading area is a member
14. OPINION OF THE EUROPEAN PARLIAMENT
  - DATE: 25.9.1974
  - REF.: OJ C 127, 18.10.1974, p. 32
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: Convention for the Protection of the Rhine against chemical pollution, 1963 (Decision 77/586/EEC, OJ L 240, 19.9.1977, p. 35)  
Additional Agreement to the Agreement, signed in Berne on 29.4.1963, concerning the International Commission for the Protection of the Rhine against Pollution, 1976 (Decision 77/586/EEC, OJ L 240, 19.9.1977, p. 76)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 3.12.1976 in Bonn (Conv. and Add. Agreement)
3. ENTRY INTO FORCE FOR THE COMMUNITY: 1.2.1979 (Art. 17 (2) Conv.)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time from three years after entry into force (Art. 18 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: 3rd Ministerial Conference of the International Commission for the Protection of the Rhine against Pollution, held in Paris in April 1976
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
    - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 2 c) Add. Agreement):  
" Article 2: The following amendments shall be made to the Agreement: ....  
c) The following paragraph shall be inserted after Article 6 (1): '2. In those areas coming within its jurisdiction, the European Economic Community shall have the number of votes corresponding to the number of its Member States which are Contracting Parties to this Agreement. The European Economic Community shall not vote in cases where its Member States vote and vice versa'."
10. FINANCIAL PARTICIPATION (legal basis: Art. 2 d) Add. Agreement)
  - ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.6.; amount: 13% of the budget
11. MANAGEMENT BODIES
  - TITLE: International Commission for the Protection of the Rhine against Pollution (Art. 2 (2) Convention)
  - REPRESENTATION: Community and Member States, in their respective areas of competence (Art. 16 Convention). The Commission represents the Community in the International Commission ...

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE ADDITIONAL AGREEMENT (preamble and Art. 1): "... Whereas, in view of its jurisdiction, the European Economic Community must become a Contracting Party to the Agreement signed in Berne on 29.4.1963, ...."

"Article 1: The European Economic Community shall become a Contracting Party to the Agreement concerning the International Commission for the Protection of the Rhine against Pollution and the Protocol of Signature attached thereto (hereinafter referred to as 'the Agreement'), signed in Berne on 29 April 1963, from the date of the entry into force of this Additional Agreement."

. FOR THE COMMUNITY: The Treaty and in particular Art. 235

- CONTRACTING PARTY: Community and Member States

- APPROVAL BY THE COUNCIL: 25.7.1977 (Decision 77/586/EEC, OJ L 240, 19.9.1977, p. 35)

- DEPOSITARY: Government of the Swiss Confederation, Berne (Art. 21 Conv. and Art. 5 Add. Agreement)

13. COMMENTS BY THIRD COUNTRIES: none14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 19.11.1976

- REF.: OJ C 293, 13.12.1976, p. 63

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention for the Protection of the Marine Environment of the Baltic Sea Area (Helsinki Convention), 1974 (not published in the OJ)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after 5 years after entry into force (Art. 28 (1) Conv.)

N E G O T I A T I O N

7. FRAMEWORK: the Diplomatic Conference, Helsinki, 1974
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": the Member States negotiated. The negotiations for the accession of the Community are currently blocked by the opposition of the East European countries.
9. VOTING RIGHTS (legal basis: Art. 12 (5) Conv.): in the Commission for the protection ....  
 "Article 12, Institutional and organizational framework: ....  
 5. Each Contracting Party shall have one vote in the Commission. Unless otherwise provided under the present Convention, the Commission shall take its decisions unanimously."
10. FINANCIAL PARTICIPATION (legal basis: Art. 15 Conv.)
  - ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.7.
11. MANAGEMENT BODIES
  - TITLE: Commission for the protection .... (Art. 12 (1) Conv.)
  - REPRESENTATION: Member States

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS. IN THE CONVENTION (Art. 26):

"Article 26, Signature, ratification, approval, and accession: 1. The present Convention shall be open for signature in Helsinki on 22 March 1974 by the Baltic Sea States participating in the Diplomatic Conference on the Protection of the Marine Environment of the Baltic Sea Area, held in Helsinki from 18 to 22 March 1974. The present Convention shall be open for accession to any other State interested in fulfilling the aims and purposes of the present Convention, provided that this State is invited by all the Contracting Parties.

2. The present Convention shall be subject to ratification or approval by the States which have signed it.

3. The instruments of ratification, approval, or accession shall be deposited with the Government of Finland, which will perform the duties of the Depositary Government."

. FOR THE COMMUNITY: The Treaty

- CONTRACTING PARTY: Member States; Community - see point 8.

- APPROVAL BY THE COUNCIL: 7.7.1977 (for the negotiations)

- DEPOSITARY: the Government of Finland, Helsinki (Art. 26 (3) Conv.)

13. COMMENTS BY THIRD COUNTRIES

- ADMISSIBLE UNDER THE CONVENTION: no (Art. 25 (1) Conv.)

- BY: see point 8.

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Revised Convention for the Navigation of the Rhine of 17 October 1868 in its version of 20 November 1963 (Act of Mannheim) (not published in the OJ)
  - Additional Protocol No 1 to the Revised Convention for the Navigation of the Rhine (25.10.1972)
  - Additional Protocol No 2 to the Revised Convention for the Navigation of the Rhine (17.10.1979)
  - Additional Protocol No 3 to the Revised Convention for the Navigation of the Rhine (17.10.1979)
  - Protocol of Signature of Additional Protocol No 2 to the Revised Convention for the Navigation of the Rhine (17.10.1979) (not published in the OJ)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed because the Community is not yet a Contracting Party
3. ENTRY INTO FORCE FOR THE COMMUNITY: -
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: no provision

N E G O T I A T I O N

7. FRAMEWORK: Central Commission for the Rhine (CCR) which consists of 5 Member States (Federal Republic of Germany, Belgium, France, Netherlands, United Kingdom) and Switzerland
8. REPRESENTATION OF THE COMMUNITY: Only governments have the necessary competence. The 5 Member States, which are parties to the Convention, participated in its negotiation.
9. VOTING RIGHTS (legal basis: Art. 46 Conv.):  
 "Article 46: Each Contracting State shall have one vote in the Central Commission. A vote may be cast subject to subsequent confirmation. Resolutions adopted unanimously shall be binding unless a Contracting State notifies the Central Commission within one month that it is withholding approval or could only give its approval after obtaining the agreement of its legislative body. Resolutions adopted by majority vote shall constitute recommendations. The same shall apply to resolutions adopted unanimously where a State has withheld approval in accordance with the conditions laid down in the preceding paragraph. However, resolutions relating to Central Commission internal matters shall be validly adopted by majority vote. Abstentions shall be disregarded in the counting of votes."  
 (Unofficial translation)
10. FINANCIAL PARTICIPATION (legal basis: Art. 47 Conv.): -

11. MANAGEMENT BODIES

- TITLE: Central Commission for the Rhine (CCR) (Art. 43 Conv.)
- REPRESENTATION: 5 Member States

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

## . IN THE PROTOCOL OF SIGNATURE (Art. 2):

"Protocol of Signature of Additional Protocol No 2 to the Revised Convention for the Navigation of the Rhine: ...

2. In the interests of developing the common transport policy and the Rhine regime, the Contracting States are prepared to take the measures necessary to permit the negotiation of such amendments to the Revised Convention for the Navigation of the Rhine as may prove to be necessary with a view to possible accession by the European Economic Community to the international Rhine regime ..."

## . FOR THE COMMUNITY: not yet fixed

- CONTRACTING PARTY: 5 Member States. Negotiations are planned with a view to making possible the accession of the Community.
- APPROVAL BY THE COUNCIL: Council Decisions of 19.12.1978 and 24.7.1979 (not yet published in the OJ)
- DEPOSITARY: Secretary-General of the CCR (Art. VIII Conv.)

13. COMMENTS BY THIRD COUNTRIES: none14. OPINION OF THE EUROPEAN PARLIAMENT: not sought15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: European Convention for the protection of animals during international transport, 1968, and Additional Protocol 1979 (enabling the Community to accede to the Convention) (not yet published in the OJ) (Council of Europe, European Treaty Series, No 65)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: unlimited (Art. 51 (1) Conv.)
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 51 (3) Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community and the Member States each negotiated for the matters within their competence (Art. 48 (4) Conv. and Art. 1 Add. Prot.)
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS
  1. IN a) THE CONVENTION: "Chapter VIII, Final Provisions, Article 48: 1. This Convention shall be open to signature by the member States of the Council of Europe. It shall be subject to ratification or acceptance. Instruments of ratification or acceptance shall be deposited with the Secretary General of the Council of Europe.
  2. This Convention shall enter into force six months after the date of the deposit of the fourth instrument of ratification or acceptance.
  3. In respect of a signatory State ratifying or accepting subsequently, the Convention shall come into force six months after the date of the deposit of its instrument of ratification or acceptance."
  - b) THE ADDITIONAL PROTOCOL: "Article 1: Article 48 of the Convention shall be supplemented by the following paragraph: '4. The European Economic Community may become a Contracting Party to this Convention by signing it. The Convention shall enter into force in respect of the Community six months after the date of its signature.' "

- . FOR THE COMMUNITY: The Treaty and in particular Art. 43 and 100
- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: not yet approved
- DEPOSITARY: Secretary General of the Council of Europe (Art. 48 (1) Conv. and Art. 4 (3) Add. Prot.)

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT
  - DATE: 17.10.1975
  - REF.: OJ C 257, 10.11.1975, p. 38
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE
  - DATE: 24.9.1975
  - REF.: OJ C 286, 15.12.1975, p. 22



B A S I C I N F O R M A T I O N

1. TITLE: European Convention for the protection of animals kept for farming purposes, 1976 (OJ L 323, 17.11.1978, p. 14)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 17 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 8 (4) and 9 (4) Conv.):  
"Article 8: ...4. A majority of representatives of the Contracting Parties shall constitute a quorum for holding a meeting of the Standing Committee..."  
"Article 9: ....4. If two or more Contracting Parties or the European Economic Community, being itself a Contracting Party, have given notice in accordance with paragraph 3 of this Article of their decision not to implement or no longer to implement a recommendation, that recommendation shall cease to have effect."
10. FINANCIAL PARTICIPATION: no provision
11. MANAGEMENT BODIES
  - TITLE: Standing Committee (Art. 8 (1) Conv.)
  - REPRESENTATION: Community (observer until entry into force) and Member States (Art. 8 (3) Conv.)

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE CONVENTION (Art. 14 (1)): "Article 14: 1. This Convention shall be open to signature by the Member States of the Council of Europe and by the European Economic Community. It shall be subject to ratification, acceptance or approval. Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe..."

. FOR THE COMMUNITY: The Treaty and in particular Art. 43 and 100

- CONTRACTING PARTY: Community and Member States

- APPROVAL BY THE COUNCIL: 19.6.1978 (OJ L 323, 17.11.1978, p. 12)

- DEPOSITARY: Secretary General of the Council of Europe (Art. 14 (1) Conv.)

13. COMMENTS BY THIRD COUNTRIES: none14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 11.3.1977

- REF.: OJ C 83, 4.4.1977, p. 43

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE

- DATE: 30.6.1976

- REF.: OJ C 204, 30.8.1976, p. 26

B A S I C I N F O R M A T I O N

- 1. TITLE: European Convention for the protection of animals for slaughter, 1979 (not yet published in the OJ) (Provisional Edition of the Council of Europe)
- 2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
- 3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
- 4. DURATION: indefinite
- 5. RENEWABLE: see above (point 4.)
- 6. DENUNCIATION: At any time after entry into force (Art. 23 Conv.)

N E G O T I A T I O N

- 7. FRAMEWORK: Council of Europe
- 8. REPRESENTATION OF THE COMMUNITY
  - OBSERVER: The Community participated in the work of the Ad hoc Committee of experts
  - "MIXED": After entry into force, the Community and Member States
- 9. VOTING RIGHTS: no provision
- 10. FINANCIAL PARTICIPATION: There is no financial contribution
- 11. MANAGEMENT BODIES
  - TITLE: Ad hoc Committee of experts
  - REPRESENTATION: the Community is an observer

C O N C L U S I O N

- 12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. 20 (1)): "Chapter IV, Final provisions, Article 20:
      - 1. This Convention shall be open to signature by the Member States of the Council of Europe and by the European Economic Community. It shall be subject to ratification, acceptance or approval. Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe." (Unofficial translation)
      - . FOR THE COMMUNITY: The Treaty and in particular Art. 43 and 100
  - CONTRACTING PARTY: Community (after ratification by the Member States) and Member States
  - APPROVAL BY THE COUNCIL: not yet approved
  - DEPOSITARY: Secretary General of the Council of Europe (Art. 20 (1))

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT
  - DATE: 14.6.1974
  - REF.: OJ C 76, 3.7.1974, p. 52
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE
  - DATE: 17.7.1974
  - REF.: OJ C 125, 16.10.1974, p. 28

B A S I C I N F O R M A T I O N

- 1. TITLE: European Convention for the Protection of International Watercourses against Pollution (Strasbourg Convention) (in draft form)
- 2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
- 3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet into force
- 4. DURATION:
- 5. RENEWABLE:
- 6. DENUNCIATION: At any time after entry into force (Art. 26 draft Conv.)

N E G O T I A T I O N

- 7. FRAMEWORK: Under the aegis of the Council of Europe - Meeting of the ad hoc Committee of Experts set up by the Committee of Ministers in February 1974
- 8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community, with observer status, participated alongside the Member States in the preparation of the Convention
- 9. VOTING RIGHTS (legal basis: Art. 16 draft Conv.):  
"Article 16: 1. Each interested Contracting Party shall have one vote in any international commission of which it is a member, unless the co-operation agreement provides otherwise. ...."
- 10. FINANCIAL PARTICIPATION: not envisaged
- 11. MANAGEMENT BODIES
  - TITLE: International(s) Commission(s)
  - REPRESENTATION: the Community must be represented on the relevant international commission whenever a cooperation agreement is concluded with one or more of its Member States

C O N C L U S I O N

- 12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. 23 (1) draft Conv.):  
"Article 23: 1. This convention shall be open to signature by the member states of the Council of Europe. It shall be subject to ratification, acceptance or approval. Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe. ..."
    - . FOR THE COMMUNITY: not yet fixed

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: not yet approved
- DEPOSITARY: Secretary General of the Council of Europe (Art. 23 draft Conv.)

13. COMMENTS BY THIRD COUNTRIES:

- ADMISSIBLE UNDER THE CONVENTION: no (Art. 27 draft Conv.)

14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention on the Conservation of European wildlife and natural habitats (Convention of Berne), 1979 (OJ L 38, 10.2.1982, p. 3)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 19.9.1979 in Berne
3. ENTRY INTO FORCE FOR THE COMMUNITY: 1.9.1982 (not published in the OJ)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 23 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
9. VOTING RIGHTS (legal basis: Art. 13 (2) Conv.):  
"Article 13: ...2. Any Contracting Party may be represented on the Standing Committee by one or more delegates. Each delegation shall have one vote. Within the areas of its competence, the European Economic Community shall exercise its right to vote with a number of votes equal to the number of its Member States which are Contracting Parties to this Convention; the European Economic Community shall not exercise its right to vote in cases where the Member States concerned exercise theirs, and conversely..."
10. FINANCIAL PARTICIPATION: no provision
11. MANAGEMENT BODIES
  - TITLE: Standing Committee (Art. 13 (1) Conv.)
  - REPRESENTATION: Community and Member States (Art. 13 (2) Conv.)

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. 19 (1)):  
"Article 19: 1. This Convention shall be open for signature by the Member States of the Council of Europe and non-member States which have participated in its elaboration and by the European Economic Community.  
Up until the date when the Convention enters into force, it is also open to signature by any other State so invited by the Committee of Ministers.  
The Convention is subject to ratification, acceptance or approval.  
Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe..."

- . FOR THE COMMUNITY: The Treaty and in particular Art. 235
- CONTRACTING PARTY: Community and Member States
  - APPROVAL BY THE COUNCIL: 3.12.1981 (OJ L 38, 10.2.1982, p. 1)
  - DEPOSITARY: the Secretary General of the Council of Europe (Art. 19 par. 1 Conv.)
13. COMMENTS BY THIRD COUNTRIES: none
- ADMISSIBLE UNDER THE CONVENTION: no (Art. 22 (3) Conv.)
14. OPINION OF THE EUROPEAN PARLIAMENT
- DATE: 17.6.1980
  - REF.: OJ C 175, 14.7.1980, p. 18
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE
- DATE: 25.10.1979
  - REF.: OJ C 53, 3.3.1980, p. 50



B A S I C I N F O R M A T I O N

1. TITLE: European Agreement on the exchange of tissue-typing reagents, 1974 (OJ L 295, 18.11.1977, p. 7) and Additional Protocol 1976 (to permit the accession of the Community to the Agreement) (OJ L 295, 18.11.1977, p. 15)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 22.11.1977 in Strasbourg
3. ENTRY INTO FORCE FOR THE COMMUNITY: 22.11.1977 (not published in the OJ)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 11 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community negotiated, alongside its Member States, in respect of the matters for which it is responsible (the customs aspect) (Art. 5 (1) Agreement and Art. 1 Add. Prot.)
    - . FROM THE OUTSET: yes
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: there is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE AGREEMENT (Art. 1 Add. Prot.): "Article 1: The European Economic Community may become a Contracting Party to the Agreement by virtue of signing that Agreement."
    - . FOR THE COMMUNITY: the Treaty establishing the EEC
  - CONTRACTING PARTY: Community (exclusive competence for the customs aspect) and together with the Member States for the other aspects
  - APPROVAL BY THE COUNCIL: 28.10.1977 (OJ L 295, 18.11.1977, p. 7)
  - DEPOSITARY: Secretary-General of the Council of Europe, Strasbourg (Art. 7 Agreement)

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: European Agreement on the exchange of therapeutic substances of human origin, 1958, and Additional Protocol (not yet published in the OJ) (Council of Europe, European Treaty Series, No 26, April 1978)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: unlimited (Art. 11 Agreement)
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 11 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community negotiated its own accession, after that of the Member States, for matters within its competence
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS
  - . IN THE ADDITIONAL PROTOCOL (Art. 1): "Article 1: The European Economic Community may become a Contracting Party to the Agreement by signing it. In respect of the Community, the Agreement shall enter into force on the first day of the month following such signature."
  - . FOR THE COMMUNITY: The Treaty
- CONTRACTING PARTY: Member States and Community (procedure in progress)
- APPROVAL BY THE COUNCIL: 14.6.1982 (not yet published in the OJ)
- DEPOSITARY: Secretary General of the Council of Europe (Art. 9 Agreement): "Article 9: The Committee of Ministers of the Council of Europe may invite any non-Member State to accede to the present Agreement. Such accession shall take effect on the first day of the month following the deposit of the instrument of accession with the Secretary-General of the Council of Europe."

(and Art. 2 Add. Prot.): "Article 2: 1. This Additional Protocol shall be open for acceptance by the Contracting Parties to the Agreement. It shall enter into force on the first day of the month following the date on which the last of the Contracting Parties has deposited its instrument of acceptance with the Secretary General of the Council of Europe.

2. However, this Additional Protocol shall enter into force on the expiration of a period of two years from the date on which it has been opened for acceptance, unless one of the Contracting Parties has notified an objection to the entry into force. If such an objection has been notified, paragraph 1 of this Article shall apply."

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: European Agreement on the exchange of Blood-Grouping Reagents, 1962, and Additional Protocol (not yet published in the OJ) (Council of Europe, European Treaty Series, No 39, April 1978)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: unlimited (Art. 11 Agreement)
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 11 Agreement)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community negotiated its own accession, after that of the Member States, for matters within its competence.
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE ADDITIONAL PROTOCOL (Art. 1): "Article 1: The European Economic Community may become a Contracting Party to the Agreement by signing it. In respect of the Community, the Agreement shall enter into force on the first day of the month following such signature."
    - . FOR THE COMMUNITY: The Treaty
  - CONTRACTING PARTY: Member States and Community (procedure in progress)
  - APPROVAL BY THE COUNCIL: 14.6.1982 (not yet published in the OJ)

- DEPOSITARY: Secretary General of the Council of Europe (Art. 7 Agreement):  
"Article 7: The present Agreement shall be open to the signature of Members of the Council of Europe, who may become Parties to it either by:  
(a) signature without reservation in respect of ratification or approval, or  
(b) signature with reservation in respect of ratification or approval, followed by ratification or approval.  
Instruments of ratification or approval shall be deposited with the Secretary-General of the Council of Europe."

(and Art. 2 Add. Prot.): "Article 2: 1. This Additional Protocol shall be open for acceptance by the Contracting Parties to the Agreement. It shall enter into force on the first day of the month following the date on which the last of the Contracting Parties has deposited its instrument of acceptance with the Secretary General of the Council of Europe.

2. However, this Additional Protocol shall enter into force on the expiration of a period of two years from the date on which it has been opened for acceptance, unless one of the Contracting Parties has notified an objection to the entry into force. If such an objection has been notified, paragraph 1 of this Article shall apply."

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: Agreement on the temporary importation, free of duty, of medical, surgical and laboratory equipment for use on free loan in hospitals and other medical institutions for purposes of diagnosis or treatment, 1960, and Additional Protocol (not yet published in the OJ) (Council of Europe, European Treaty Series, No 33, February 1976)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: unlimited (Art. 9 (1) Agreement)
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 9 (2) Agreement)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community negotiated its own accession, after that of the Member States, for matters within its competence.
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS
  - . IN THE ADDITIONAL PROTOCOL: (Art. 1): "Article 1: The European Economic Community may become a Contracting Party to the Agreement by signing it. In respect of the Community, the Agreement shall enter into force on the first day of the month following such signature."
  - . FOR THE COMMUNITY: The Treaty
- CONTRACTING PARTY: Member States and Community (procedure in progress)
- APPROVAL BY THE COUNCIL: 14.6.1982 (not yet published in the OJ)

- DEPOSITARY: Secretary General of the Council of Europe (Art. 7 Agreement):  
"Article 7: The Committee of Ministers of the Council of Europe may invite any non-Member State to accede to this Agreement. Such accession shall take effect three months after the date on which the instrument of accession was deposited with the Secretary-General of the Council of Europe."

(and Art. 2 Add. Prot.): "Article 2: 1. This Additional Protocol shall be open for acceptance by the Contracting Parties to the Agreement. It shall enter into force on the first day of the month following the date on which the last of the Contracting Parties has deposited its instrument of acceptance with the Secretary General of the Council of Europe.

2. However, this Additional Protocol shall enter into force on the expiration of a period of two years from the date on which it has been opened for acceptance, unless one of the Contracting Parties has notified an objection to the entry into force. If such an objection has been notified, paragraph 1 of this Article shall apply."

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought



B A S I C I N F O R M A T I O N

1. TITLE: European Convention for the protection of vertebrate animals on the use of live animals for experimental purposes (in process of negotiation)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 35 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Council of Europe
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence (Art. 30 Conv.)
9. VOTING RIGHTS: no provision
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION
  - LEGAL BASIS
    - . IN THE CONVENTION (Art. 30 Conv.): "Article 30: This Convention shall be open to signature by the member States of the Council of Europe and by the European Communities. It shall be subject to ratification, acceptance or approval..." (Unofficial translation)
    - . FOR THE COMMUNITY: The Treaty
  - CONTRACTING PARTY: Communities and Member States
  - APPROVAL BY THE COUNCIL: not yet approved
  - DEPOSITARY: the Secretary General of the Council of Europe (Art. 30 Conv.): "Article 30: ... Instruments of ratification, acceptance or approval shall be deposited with the Secretary General of the Council of Europe." (Unofficial translation)

13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: International Convention on the simplification and harmonization of Customs procedures, 1973 (Kyoto Convention) (OJ L 100, 21.4.1975, p. 2)

## ANNEXES

- A.1. Annex concerning Customs formalities prior to the lodgement of the Goods declaration (OJ L 160, 17.6.1978, p. 14)
- A.2. Annex concerning the temporary storage of goods (OJ L 160, 17.6.1978, p. 18)
- A.3. Annex concerning Customs formalities applicable to commercial means of transport (not yet accepted)
- A.4. Annex concerning Customs treatment of stores (not yet accepted)
  
- B.1. Annex concerning clearance for home use (not yet accepted)
- B.2. Annex concerning relief from import duties and taxes in respect of goods declared for home use (not yet accepted)
- B.3. Annex concerning reimportation in the same state (OJ L 100, 17.4.1980, p. 28)
  
- C.1. Annex concerning outright exportation (not yet accepted)
  
- D.1. Annex concerning rules of origin (OJ L 166, 4.7.1977, p. 3)
- D.2. Annex concerning documentary evidence of origin (OJ L 166, 4.7.1977, p.7)
- D.3. Annex concerning the control of documentary evidence of origin (not yet accepted)
  
- E.1. Annex concerning Customs transit (OJ L 166, 4.7.1977, p. 13)
- E.2. Annex concerning transshipment (not yet accepted)
- E.3. Annex concerning Customs warehouses (OJ L 100, 21.4.1975, p. 15)
- E.4. Annex concerning drawback (not yet accepted)
- E.5. Annex concerning temporary admission subject to re-exportation in the same state (not yet accepted)
- E.6. Annex concerning temporary admission for inward processing (OJ L 166, 4.7.1977, p. 25)
- E.7. Annex concerning the duty-free replacement of goods (not yet accepted)
- E.8. Annex concerning temporary exportation for outward processing (OJ L 166, 4.7.1977, p. 30)
  
- F.1. Annex concerning free zones (OJ L 160, 17.6.1978, p. 21)
- F.2. Annex concerning processing of goods for home use (not yet accepted)
- F.3. Annex concerning Customs facilities applicable to travellers (not yet accepted)
- F.4. Annex concerning Customs formalities in respect of postal traffic (not yet accepted)
- F.5. Annex concerning urgent consignments (not yet accepted)
- F.6. Annex concerning the repayment of import duties and taxes (not yet accepted)
- F.7. Annex concerning the carriage of goods coastwise (not yet accepted)

- G.1. Annex concerning information supplied by the Customs authorities (not yet accepted)
- G.2. Annex concerning the relationship between Customs authorities and third parties (not yet accepted)
  
- H.1. Annex concerning appeals in Customs matters (not yet accepted)
- H.2. Annex concerning Customs offences (not yet accepted)
  
- 2. DATE AND PLACE OF SIGNING BY THE COMMUNITY  
 26.6.1974 in Brussels: Conv. and Annex E.3.  
 1.7.1977 in Brussels : Annexes D.1., D.2., E.1., E.6. and E.8.  
 20.6.1978 in Brussels: Annexes A.1., A.2. and F.1.  
 21.4.1980 in Brussels: Annex B.3.
  
- 3. ENTRY INTO FORCE FOR THE COMMUNITY:  
 26.9.1974 (Conv. and Annex E.3.)  
 1.10.1977 (Annex E.1.)  
 6.12.1977 (Annexes D.1., D.2. and E.6.)  
 20.4.1978 (Annex E.8.)  
 20.9.1978 (Annexes A.1. and A.2.)  
 19.3.1979 (Annex F.1.)  
 13.2.1981 (Annex B.3.)
  
- 4. DURATION: unlimited (Art. 14 (1) Conv.)
  
- 5. RENEWABLE: see above (point 4.)
  
- 6. DENUNCIATION: At any time after entry into force (Art. 14 (1) Conv.)

#### N E G O T I A T I O N

- 7. FRAMEWORK: Conference of Governments of the member States of the Customs Cooperation Council, Kyoto, 1973
  
- 8. REPRESENTATION OF THE COMMUNITY  
 - "MIXED": The Community and the Member States each negotiated for the matters within their competence  
   . FROM THE OUTSET: yes
  
- 9. VOTING RIGHTS (legal basis: Art. 11 (7) Conv.): "Article 11: .... 7. .... However, such bodies [customs or economic unions/ shall not have the right to vote."
  
- 10. FINANCIAL PARTICIPATION: none

11. MANAGEMENT BODIES

- TITLE: a) Customs Cooperation Council (Art. 6. Conv.)  
b) Permanent Technical Committee (Art. 6. Conv.)
- REPRESENTATION: a) and b): Community (observer without voting rights) and the Member States.

C O N C L U S I O N12. CONCLUSION

## - LEGAL BASIS

. IN THE CONVENTION: Art. 11 (7) (the "Kyoto clause"):

"Article 11: .... 7. The provisions of paragraph 1 of this Article shall also apply to the Customs and Economic Unions referred to in Article 9 of this Convention in so far as the obligations arising from the instruments establishing such Customs or Economic Unions require the competent bodies thereof to contract in their own name..."

and Art. 9: "Article 9: Contracting Parties which form a Customs or Economic Union may state by notification to the Secretary General of the Council that for the application of a given Annex to this Convention their territories are to be taken as a single territory..."

. FOR THE COMMUNITY: The Treaty

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL:
  - 18.3.1975 (OJ L 100, 21.4.1975, p.1): Conv. and Annex E.3.
  - 3.6.1977 (OJ L 166, 4.7.1977, p. 1) : Annexes D.1., D.2., E.1., E.6. and E.8.
  - 6.6.1978 (OJ L 160, 17.6.1978, p. 13): Annexes A.1., A.2. and F.1.
  - 17.3.1980 (OJ L 100, 17.4.1980, p.27): Annex B.3.
- DEPOSITARY: the Secretary-General of the Customs Cooperation Council (Art. 11 (5) Conv.)

13. COMMENTS BY THIRD COUNTRIES: none

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention for the Protection of the Mediterranean Sea against Pollution (Convention of Barcelona) (OJ L 240, 19.9.1977, p. 3) containing:
  - a) Protocol concerning Co-operation in Combating Pollution of the Mediterranean Sea by Oil and other Harmful Substances in Cases of Emergency (OJ L 162, 19.6.1981, p. 10)
  - b) Protocol for the Prevention of Pollution of the Mediterranean Sea by Dumping from Ships and Aircraft (OJ L 240, 19.9.1977, p. 12)
  - c) Protocol for the Protection of the Mediterranean Sea against marine Pollution from land-based sources, 1980 (OJ C 4, 8.1.1982, p. 4)
  - d) Protocol on specially protected areas of the Mediterranean (UNEP, 1982) (Unofficial translation)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY:
  - a) 13.9.1976 in Barcelona
  - b) and Conv.: 16.3.1978 in Barcelona
  - c) 17.5.1980 in Athens
  - d) not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY:
  - a) 13.9.1976
  - b) and Conv.: 16.3.1978
  - c) not yet entered into force
  - d) not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time from three years after entry into force (Art. 28 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Conference of Plenipotentiaries of the Coastal States of the Mediterranean Region, Barcelona, 1976, under the auspices of UNEP (Art. 24 Conv.)
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 16 (1) and (3) and Art. 19 Conv.):

"Article 16, Amendment of the Convention or Protocols: 1. Any Contracting Party to this Convention may propose amendments to the Convention. Amendments shall be adopted by a diplomatic conference which shall be convened by the Organization at the request of two-thirds of the Contracting Parties...

3. Amendments to this Convention shall be adopted by a three-fourths majority vote of the Contracting Parties to the Convention which are represented at the diplomatic conference, and shall be submitted by the Depositary for acceptance by all Contracting Parties to the Convention. Amendments to any protocol shall be adopted by a three-fourths majority vote of the Contracting Parties to such protocol which are represented at the diplomatic conference, and shall be submitted by the Depositary for acceptance by all Contracting Parties to such protocol..."

"Article 19, Special exercise of voting right: Within the areas of their competence, the European Economic Community and any regional economic grouping referred to in article 24 of this Convention shall exercise their right to vote with a number of votes equal to the number of their member States which are Contracting Parties to this Convention and to one or more Protocols; the European Economic Community and any grouping as referred to above shall not exercise their right to vote in cases where the member States concerned exercise theirs, and conversely."

10. FINANCIAL PARTICIPATION (legal basis: Art. 18 (2) and Art. 19 Conv. and Art. 15 Prot. under b)  
- ADMINISTRATIVE EXPENSES: budget heading: 2.9.8.6.
11. MANAGEMENT BODIES: no provision

### C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS
- . IN THE CONVENTION (Art. 24 and Art. 23 (1) Conv.): "Article 24, Signature: This Convention, the Protocol for the Prevention of Pollution of the Mediterranean Sea by Dumping from Ships and Aircraft and the Protocol concerning Cooperation in Combating Pollution of the Mediterranean Sea by Oil and Other Harmful Substances in Cases of Emergency shall be open for signature in Barcelona on 16 February 1976 and in Madrid from 17 February 1976 to 16 February 1977 by any State invited as a participant in the Conference of Plenipotentiaries of the Coastal States of the Mediterranean Region on the Protection of the Mediterranean Sea, held in Barcelona from 2 to 16 February 1976, and by any State entitled to sign any protocol in accordance with the provisions of such Protocol. They shall also be open until the same date for signature by the European Economic Community and by any similar regional economic grouping at least one member of which is a coastal State of the Mediterranean Sea Area and which exercise competences in fields covered by this Convention, as well as by any protocol affecting them."
- "Article 23, Relationship between the Convention and protocols: 1. No one may become a Contracting Party to this Convention unless it becomes at the same time a Contracting Party to at least one of the protocols. No one may become a Contracting Party to a protocol unless it is, or becomes at the same time a Contracting Party to this Convention..."
- (and Art. 16 (3) and (5) Prot. under c), doc. COM (80) 163 final): "Article 16, Final provisions: ... 3. This Protocol shall be open for signature in ... from ... to ... by States invited as participants in the Conference of Plenipotentiaries... It shall also be open until the same date for signature by the European Economic Community and by any similar regional economic grouping at least one member of which is a coastal State of the Mediterranean Sea area and which exercises competences in fields covered by this Protocol..." (Unofficial translation)
- . FOR THE COMMUNITY: The Treaty and in particular Art. 235  
- CONTRACTING PARTY: Community and Member States  
- APPROVAL BY THE COUNCIL: a) 19.5.1981 (OJ L 162, 19.6.1981, p. 4); b) and Conv.: 25.7.1977 (OJ L 240, 19.9.1977, p. 1); c) not yet approved; d) not yet approved
13. COMMENTS BY THIRD COUNTRIES: none
14. OPINION OF THE EUROPEAN PARLIAMENT  
- DATE: a) 16.1.1981 Convention and b) 15.10.1976  
- REF.: a) OJ C 28, 9.2.1981, p. 55 Convention and b) OJ C 259, 4.11.1976, p. 42
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought



B A S I C I N F O R M A T I O N

1. TITLE: Convention on the conservation of migratory species of wild animals (Convention of Bonn), 1979 (OJ L 210, 19.7.1982, p. 11)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. XIX Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Diplomatic Conference 1979 in the framework of the United Nations Environment Programme (UNEP)
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence
  - . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. I (2), X (4) and XI (4) Conv.):
 

"Article I, Interpretation: .... 2. In matters within their competence, the regional economic integration organizations which are Parties to this Convention shall in their own name exercise the rights and fulfil the responsibilities which this Convention attributes to their member States. In such cases the member States of these organizations shall not be entitled to exercise such rights individually ..."

"Article X, Amendment of the Convention: .... 4. Amendments shall be adopted by a two-thirds majority of Parties present and voting ..."

"Article XI, Amendment of the Appendices: .... 4. Amendments shall be adopted by a two-thirds majority of Parties present and voting ..."
10. FINANCIAL PARTICIPATION: At present there is no financial contribution
11. MANAGEMENT BODIES
  - TITLE: a) Conference of the Parties (Art. VII Conv.)
  - b) Scientific Council (Art. VIII Conv.)
  - REPRESENTATION: Community and Member States: a) Art. I (k) Conv.
  - b) Art. VIII (2) Conv.

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS. IN THE CONVENTION (Art. XV):

"Article XV, Signature: This Convention shall be open for signature at Bonn for all States and any regional economic integration organization until the twenty-second day of June, 1980."

. FOR THE COMMUNITY: The Treaty and in particular Art. 235

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: 24.6.1982 (OJ L 210, 19.7.1982, p. 10)
- DEPOSITARY: Government of the Federal Republic of Germany, Bonn (Art. XVI Conv.)

13. COMMENTS BY THIRD COUNTRIES- ADMISSIBLE UNDER THE CONVENTION: no (Art. XIV)

- MADE BY USSR: In order to enable the Community to approve the Convention, if necessary, the Council authorized the Commission to ask the Conference to insert provisions making such approval of the Convention by the Community possible.

As the Commission was only an observer at the Conference, the request was immediately put to the Conference by the French Delegation on behalf of the Community.

As was expected, the request produced a violent reaction from the USSR and also from Poland, the only member of the Eastern trading area (apart from the USSR) participating in the Conference.

Following the unconditional support given to the proposal by the United States, Greece and - above all - all the African States, speaking both individually and in groups, and in the light of the Community's offer to remove, as a concession, the specific reference to the EEC in the proposed clause, the USSR and Poland decided not to press for a vote on this point. Furthermore, they did not even refer to the question as being one of the reasons for their abstention in the final vote on the full text of the Convention.

14. OPINION OF THE EUROPEAN PARLIAMENT

- DATE: 20.11.1981
- REF.: OJ C 327, 14.12.1981, p. 95

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE

- DATE: 24.9.1980
- REF.: OJ C 300, 18.11.1980, p. 15

B A S I C I N F O R M A T I O N

1. TITLE: Customs Convention on the international transport of goods under cover of TIR carnets (TIR Convention), 1959; revised in 1975 (OJ L 252, 14.9.1978, p. 2)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 23.12.1976 in Geneva
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after entry into force (Art. 54 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Economic Commission for Europe: Conference for the revision of the Customs Convention .... (3.-14.11.1975)
8. REPRESENTATION OF THE COMMUNITY
  - "MIXED": The Community and the Member States each negotiated for the matters within their competence. At present the Community has observer status . FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 52 (3) Conv.): "Article 52: .... 3. Customs or economic unions may, together with all their member States or at any time after all their member States have become Contracting Parties to this Convention, also become Contracting Parties to this Convention in accordance with the provisions of paragraphs 1 and 2 of this Article. However, these unions shall not have the right to vote..."
10. FINANCIAL PARTICIPATION: There is no financial contribution.
11. MANAGEMENT BODIES:
  - TITLE: Administrative Committee (Annex 8 Conv.)
  - REPRESENTATION: Community (without voting rights) and Member States (Art. 59 (2) Conv.)

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

. IN THE CONVENTION (Art. 52 (3)):

"Article 52: .... 3. Customs or economic unions may, together with all their member States or at any time after all their member States have become Contracting Parties to this Convention, also become Contracting Parties to this Convention in accordance with the provisions of paragraphs 1 and 2 of this Article. However, these unions shall not have the right to vote..."

. FOR THE COMMUNITY: The Treaty

- CONTRACTING PARTY: Community and Member States

- APPROVAL BY THE COUNCIL: 25.7.1978 (OJ L 252, 14.9.1978, p. 1)

- DEPOSITARY: the Secretary-General of the UN in New York

13. COMMENTS BY THIRD COUNTRIES

- ADMISSIBLE UNDER THE CONVENTION: no (Art. 58 Conv.)

- MADE BY: "The People's Republic of Bulgaria declares that the possibility envisaged in Art. 52, par. 3, for customs or economic unions to become contracting parties to the Convention does not bind Bulgaria with any obligations whatsoever with respect to these unions" (20.9.1977).

"The German Democratic Republic declares that the provision made in Article 52 (3) for customs or economic unions to become Contracting Parties to the Convention does not involve any obligation on the part of the German Democratic Republic with regard to the said unions" (21.7.1978). (Unofficial translation)

"The Polish People's Republic declares that the provision of Art. 52, par. 3, of the Customs Convention on the International Transport of Goods under Cover of TIR Carnets (TIR Convention), concluded at Geneva on 14 November 1975, under which customs or economic unions may become Contracting Parties to the Convention, does not in any way alter the position of the Government of the Polish People's Republic with regard to the international organizations in question" (23.12.1980).

(The Bulgarian statement is in accordance with the attitude they and other East European States took at the TIR Review Conference held at Geneva in November 1975; their motive in making this statement is presumably to guard against being drawn into any further recognition of the EEC. Their statement, although framed as a declaration, is however a reservation and as such is contrary to Art. 58 of the Convention which permits no reservation other than to Art. 57 (2) to (6). July 1978: Bulgaria; October 1978: GDR)

14. OPINION OF THE EUROPEAN PARLIAMENT: not sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not sought

B A S I C I N F O R M A T I O N

1. TITLE: Convention on long-range transboundary air pollution, 1979 (OJ L 171, 27.6.1981, p. 11)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: 14.11.1979 in Geneva, United Nations Economic Commission for Europe
3. ENTRY INTO FORCE FOR THE COMMUNITY: Provisionally, until the 90th day after the date of deposit of the 24th instrument of ratification (Art. 16 Conv.)
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time from 5 years after entry into force (Art. 17 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: United Nations Economic Commission for Europe (13.-16.11.1979)
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community and the Member States each negotiated for the matters within their competence  
. FROM THE OUTSET: yes
9. VOTING RIGHTS (legal basis: Art. 14 (2) Conv.):  
"Article 14: .... 2. In matters within their competence, such regional economic integration organizations shall, on their own behalf, exercise the rights and fulfil the responsibilities which the present Convention attributes to their member States. In such cases, the member States of these organizations shall not be entitled to exercise such rights individually."
10. FINANCIAL PARTICIPATION: no provision
11. MANAGEMENT BODIES  
- TITLE: Executive Body (Art. 10 Conv.) (At present, Interim Executive Body)  
- REPRESENTATION: Community and Member States

C O N C L U S I O N12. CONCLUSION- LEGAL BASIS

## . IN THE CONVENTION (Art. 14 (1)):

"Article 14: 1. The present Convention shall be open for signature at the United Nations Office at Geneva from 13 to 16 November 1979 on the occasion of the High-Level Meeting within the framework of the Economic Commission for Europe on the Protection of the Environment, by the member States of the Economic Commission for Europe as well as States having consultative status with the Economic Commission for Europe, pursuant to paragraph 8 of Economic and Social Council Resolution 36 (IV) of 28 March 1947, and by regional economic integration organizations, constituted by sovereign States, members of the Economic Commission for Europe, which have competence in respect of the negotiation, conclusion and application of international agreements in matters covered by the present Convention..."

## . FOR THE COMMUNITY: The Treaty and in particular Art. 235

- CONTRACTING PARTY: Community and Member States

- APPROVAL BY THE COUNCIL: 11.6.1981 (OJ L 171, 27.6.1981, p. 11)

- DEPOSITARY: Secretary-General of the United Nations, New York

13. COMMENTS BY THIRD COUNTRIES- ADMISSIBLE UNDER THE CONVENTION:

- BY Romania, when signing the Convention: Declaration: Romania interprets Article 14 of the Convention, concerning participation by regional economic integration organizations constituted by member States of the ECE, to mean that it relates solely to international organizations to which the member States have transferred powers to sign, conclude and apply international agreements on their behalf and to exercise their rights and obligations in the field of transboundary pollution." (Unofficial translation)

The USSR representative made a verbal statement on behalf of the delegations representing members of the group of socialist countries:

".... In accepting the formula adopted in this Agreement concerning the participation of organizations of this kind, the delegations of the Soviet Union and the other socialist countries on behalf of which the declaration was made considered that no change was involved in their attitude towards international organizations nor in the status of such organizations within the ECE, that it could not be used as a precedent for negotiations on other matters or other agreements, and did not confer any additional advantage on any party." (Unofficial translation)

- REPLY BY THE MEMBER STATES: The French Presidency made a statement at the conclusion of the 34th session of the Economic Commission for Europe:

"Mr Chairman,  
Speaking at the end of this session on behalf of the European Economic Community, I wish to express our keen satisfaction at the successful conclusion of the work of the Economic Commission for Europe. The Community is particularly glad as it has spared no effort in attempting to achieve a result which was only rendered possible by the goodwill of all, since decisions had to be taken during this session on a considerable number of major questions in various fields.

We therefore welcome the decision to hold next November, within the framework of the Economic Commission for Europe, a high-level meeting on the protection of the environment, in which the European Economic Community is pleased to be participating. The purpose of the high-level meeting will be, inter alia, to adopt a Convention and a Resolution on transboundary air pollution which were the subject of lengthy and most detailed negotiations both before and during this session, and a Declaration of intent on low- and non-waste technology and the recycling and reuse of waste.

In this connection I am pleased to state that the European Economic Community intends to contribute fully, in accordance with its own procedures, to the implementation of the Convention on transboundary air pollution. As the Convention contains provisions stipulating that it shall also be open for signature and accession by regional economic integration organizations which have competence in respect of the negotiation, conclusion and application of international agreements in matters covered by the Convention and that, in matters within their competence, such organizations may, on their own behalf, exercise the rights and fulfil the responsibilities which the Convention attributes to their member States, the European Economic Community will therefore be able to become a full Contracting Party to the Convention.

The Economic Commission for Europe has also decided to set up, on an ad hoc basis, a new principal subsidiary body for energy. We are aware that this is a field of great importance. We can only welcome, therefore, the opportunity to develop, within the framework of the Economic Commission for Europe, closer and hence more fruitful cooperation than in the past.

However, in addition to these tasks which the Economic Commission for Europe has thus set itself, we must also mention all the day-to-day work which it carries out with ever-increasing success. On this point the different texts which we have just adopted bear witness to its vitality.

To conclude, Mr Chairman, I should like to offer our sincere thanks to you and to all the officers elected for this session. Our thanks also go to the Executive Secretary and the staff of the secretariat of the Economic Commission for Europe. Lastly, I must not forget our friends the interpreters, whose devotion has so valuably enabled us to communicate with each other.

I would ask you, Mr Chairman, to see that the text of this statement is included in the report of the session." (Unofficial translation)

14. OPINION OF THE EUROPEAN PARLIAMENT
  - DATE: 15.2.1980
  - REF.: OJ C 59, 10.3.1980, p. 72
  
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE
  - DATE: 21.11.1979
  - REF.: OJ C 72, 24.3.1980, p. 25



B A S I C I N F O R M A T I O N

1. TITLE: International Convention on the Harmonization of Frontier Controls of Goods (should be adopted in Febr. 1983) (UN, ECOSOC: Trans/R. 158, 10.11.1982)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time (Art. 18 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: Economic Commission for Europe
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community negotiated in cooperation with the Member States
9. VOTING RIGHTS (legal basis: annex 7 Art. 7 iii) Conv.): "Article 7, Decisions: ... (iii) Where Article 16 (2) of the Convention applies, the regional economic integration organizations parties to the Convention shall have in case of voting only a number of votes equal to the total votes allotted to their Member States which are also parties to the Convention. In this latter case, these Member States do not exercise their right to vote."
10. FINANCIAL PARTICIPATION: There is no financial contribution
11. MANAGEMENT BODIES  
- TITLE: Administrative Committee (Art. 22 (2) and annex 7 Conv.)  
- REPRESENTATION: Community and member States (annex 7 Art. 1 Conv.)

C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS  
. IN THE CONVENTION (Art. 16 (1), (2) and (3) Conv.):  
"Article 16, Signature, ratification, acceptance, approval and accession:  
1. This Convention shall be open to the participation of all States and of regional economic integration organizations constituted by sovereign States which have competence to negotiate, conclude and apply international agreements on matters covered by the Convention."

2. The regional economic integration organizations referred to in paragraph 1 may, for the matters within their competence, exercise on their own behalf the rights and fulfil the responsibilities which this Convention otherwise confers on their Member States which are Contracting Parties to this Convention. In such cases the Member States of the said Organizations shall not be entitled to exercise individually such rights, including the right to vote.

3. States and the regional economic integration organizations referred to above may become Contracting Parties to this Convention: a) by depositing an instrument of ratification, acceptance or approval after signing it, or b) by depositing an instrument of accession."

. FOR THE COMMUNITY: The Treaty

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: not yet
- DEPOSITARY: Secretary-General of the United Nations (Art. 16 Conv.)

13. COMMENTS BY THIRD COUNTRIES

- ADMISSIBLE UNDER THE CONVENTION: Reservations possible for Art. 20 (2) to (7) (Settlement of dispute)

14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought

15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

B A S I C I N F O R M A T I O N

1. TITLE: United Nations Convention on International Multimodal Transport, 1980 (not yet published in the OJ) (United Nations: TD/MT/Conf./17)
2. DATE AND PLACE OF SIGNING BY THE COMMUNITY: not yet signed
3. ENTRY INTO FORCE FOR THE COMMUNITY: not yet entered into force
4. DURATION: indefinite
5. RENEWABLE: see above (point 4.)
6. DENUNCIATION: At any time after the expiration of a period of 2 years after entry into force (Art. 40 Conv.)

N E G O T I A T I O N

7. FRAMEWORK: UNCTAD
8. REPRESENTATION OF THE COMMUNITY  
- "MIXED": The Community and the Member States each negotiated for the matters within their competence
9. VOTING RIGHTS: none
10. FINANCIAL PARTICIPATION: there is no financial contribution
11. MANAGEMENT BODIES: no provision

C O N C L U S I O N

12. CONCLUSION  
- LEGAL BASIS:
  - . IN THE CONVENTION (Art. 34 (5)): "Article 34, Signature, ratification, acceptance, approval and accession: ... 5. Organizations for regional economic integration, constituted by sovereign States members of UNCTAD, and which have competence to negotiate, conclude and apply international agreements in specific fields covered by this Convention, shall be similarly entitled to become Parties to this Convention in accordance with the provisions of paragraphs 1 to 4 of this article, thereby assuming in relation to other Parties to this Convention the rights and duties under this Convention in the specific fields referred to above."
  - . FOR THE COMMUNITY: The Treaty

- CONTRACTING PARTY: Community and Member States
- APPROVAL BY THE COUNCIL: not yet
- DEPOSITARY: The Secretary-General of the United Nations (Art. 33 Conv.)

13. COMMENTS BY THIRD COUNTRIES: No reservation may be made to this Convention (Art. 35 Conv.)
14. OPINION OF THE EUROPEAN PARLIAMENT: not yet sought
15. OPINION OF THE ECONOMIC AND SOCIAL COMMITTEE: not yet sought

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