



## COMMITTEE ON CONSTITUTIONAL AND LEGAL MATTERS

### Eighty-ninth Session

Rome, 27 - 28 October 2009

### PROPOSED AMENDMENTS TO THE BASIC TEXTS REGARDING THE REFORM OF THE COMMITTEE ON WORLD FOOD SECURITY

#### I. INTRODUCTION

1. This document contains proposed amendments to the Constitution of FAO, the General Rules of the Organization (GRO) and the Rules of Procedure for the reform of the Committee on World Food Security. The proposed amendments are intended to provide a legal basis for the implementation of the proposals contained in document CFS 2009/2 rev. 1 “*Reform of the Committee on World Food Security*” approved by the Committee on World Food Security (CFS) at its Thirty-fifth Session, held from 14 to 17 October 2009. The proposed amendments set out in this document must be read in conjunction with that document. At its Thirty-fifth session the Committee requested that the FAO Legal Office proceed, for consideration by the Committee on Constitutional and Legal Matters (CCLM), with the changes to the General Rules of FAO and to the Rules of Procedure of the CFS according to the implementation plan contained in paragraph 51 of the document. This CCLM document must therefore be seen in conjunction with document CFS 2009/2 rev. 1.

2. At the outset, it is important to stress that not all developments contained in document CFS 2009/2 rev. 1 are reflected in the proposed amendments contained in this document. Only such amendments as are intended to provide a legal and institutional basis for the implementation of the reform of the Committee on World Food Security, or which are designed to remove specific impediments to the implementation of initiatives arising from the reform of the Committee, are presented in this document.

3. The distribution of the proposed amendments between the Constitution, the General Rules of the Organization and the Rules of Procedure of the Committee generally takes into account the current distribution of provisions in the Basic Texts and the nature of matters set out presently in Rule XXXIII of the GRO. Revised Rule XXXIII of the GRO incorporates the main features of the new CFS, especially with regard to its revised mandate, membership and provisions

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concerning other participants, including participation in decision-making as appropriate, the Bureau and the High Level Panel of Experts on Food Security and Nutrition. More detailed provisions are set out in the revised Rules of Procedure.

4. Document CFS 2009/2 rev. 1 “*Reform of the Committee on World Food Security*” is the result of a negotiation process. Some sections of the document reflect extensive negotiations and related compromises and contain a number of distinct features of the reformed CFS. This is particularly the case with the provisions regarding the vision and roles of the future Committee, its composition and main operating features such as the Bureau. Insofar as these provisions reflect a negotiated package they were, in many cases, incorporated as they stood in document CFS 2009/2 rev. 1 in the General Rules of the Organization and, to a lesser extent, in the Rules of Procedure without any changes, even if at times their wording is not that usually found in legal texts. **Given the importance of this policy document (CFS 2009/2 rev. 1), it is recommended that it be incorporated in Volume II of the Basic Texts of the Organization which reproduces a number of important policy documents of the Organization.**

5. It is further recommended that any issue regarding the status of the CFS that should not be covered in the General Rules of the Organization or the Rules of Procedure of the Committee be addressed by reference to that document. The Committee may wish to note that this course of action would seem to be all the more appropriate as a range of matters which cannot be covered in the GRO and the Rules of Procedure of the Committee are addressed in that document<sup>1</sup>.

6. It would be useful to bear in mind distinct procedural requirements applicable to the various instruments, in particular the conditions for the approval of amendments.

6.1. As regards the proposed amendments to the Constitution, under Article XX, paragraph 1 of the Constitution, these would be approved by the Conference by a two-thirds majority of the votes cast, provided that such a majority is more than one half of the Member Nations of the Organization. As required by Article XX, paragraph 4 of the Constitution, notice of these draft amendments was dispatched by the Director-General to Members on 21 July 2009, i.e. at least 120 days before the opening of the session.

6.2. Revised Rule XXXIII of the GRO on the Committee on World Food Security would be adopted, in accordance with Rule XLVIII of the GRO, by a two-thirds majority of the votes cast by the Conference. The total number of votes cast would need to be at least one half of the Members of FAO.

6.3. The revised Rules of Procedure of the Committee on World Food Security would be amended by the Committee itself.

7. The amendments to the Constitution and to the General Rules of the Organization would be approved through Conference Resolutions. Draft Conference Resolutions to that effect will be presented to the CCLM, as addenda to this document.

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<sup>1</sup> Some specific features of this document might need to be completed in 2010. This would not seem to call into question the desirability that this document be inserted in Volume II of the Basic Texts.

8. As to the overall process to be followed for the review and adoption of these amendments the Council, this year, held its Hundred and Thirty-seventh Session from 28 September to 2 October 2009, being about one and a half months prior to the session of the Conference<sup>2</sup>. The decision to hold the Council Session at this time was seen as a preliminary step for the introduction of the new pattern of Sessions of the Governing Bodies. Therefore, the proposed amendments contained in this document would be forwarded directly by the CCLM to the Conference at its forthcoming session, as recalled by the Council at its Hundred and Thirty-seventh Session.

9. The reform of the CFS and the proposed amendments for its implementation are being developed in parallel with the process of amendment to the Basic Texts for the implementation of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11). The latter were reviewed by the CCLM throughout 2009, endorsed by the Council and are now set out in a number of resolutions for approval by the Conference at its Thirty-sixth Session. The adoption of the proposed amendments for the implementation of the CFS Reform will involve a few limited modifications to the changes to the amendments for the implementation of the IPA. This is so in two respects.

9.1. First, they will imply adjustments to the amendments to the Constitution insofar as the provisions regarding the CFS will no longer be contained in Article V of the Constitution but, instead, in Article III of the Constitution. There will, therefore, be a need to change the reference to the CFS in the proposed new Article V, paragraph 6 (b).

9.2. Second, the draft Conference Resolution setting forth amendments to the General Rules of the Organization and the Financial Regulations for the Implementation of the IPA also contains a few limited amendments to Rule XXXIII of the GRO. Such draft amendments regarding the CFS have, of course, lost their justification in light of the new developments regarding the CFS and will be removed from Rule XXXIII.

10. Consideration could be given to the preparation of a single set of draft Conference Resolutions combining and harmonizing the amendments to the Constitution and the General Rules of the Organization. However, this exercise would involve a considerable amount of work at a time when all the proposed amendments for the implementation of the IPA are ready for adoption before the forthcoming session of the Conference. In addition while the IPA and CFS processes could be seen as manifestations of a broad process of reform of FAO, they have been carried out separately, in parallel. Therefore for these reasons, it is recommended that the proposed draft Conference Resolutions regarding the amendments to the Constitution and to the General Rules of the Organization for the reform of the CFS should continue to be handled separately from those concerning the IPA. **The draft Conference resolutions regarding the reform of the CFS could entrust the secretariat with the editorial task of consolidating and harmonizing the amendments in the final revised text of the Constitution and the General Rules of the Organization. This is a task of an editorial nature which the secretariat could handle. Similarly, the Secretariat would make the necessary adjustments to Volume II of the Basic Texts for the insertion therein of document CFS 2009/2 rev. 1 “Reform of the Committee on World Food Security”.**

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<sup>2</sup> It should also be stressed that the proposed amendments to the GRO and to the Rules of Procedure are shown in a consolidated manner. The amendments are not presented in track mode, as this would have resulted in too loaded a text.

## II. PROPOSED AMENDMENTS TO THE CONSTITUTION

### *Article III*

#### *The Conference (new paragraph)*

(...)

9. *The Conference shall be assisted by a Committee on World Food Security. This Committee shall report to the Conference and to the United Nations General Assembly (UNGA), through the Economic and Social Council (ECOSO) and the Conference. Its composition and terms of reference shall be governed by rules adopted by the Conference.*

## III. PROPOSED AMENDMENTS TO GENERAL RULES OF THE ORGANIZATION (REVISED RULE XXXIII OF THE GRO)

### **Rule XXXIII**

#### **Committee on World Food Security**

##### *A. Composition and participation*

1. *The Committee on World Food Security provided for in paragraph 9 of Article III of the Constitution shall be open to all Members of the Organization, the World Food Programme and the International Fund for Agricultural Development, or non-member States of the Organization that are Members of the United Nations or of the International Atomic Energy Agency. It shall be composed of those States or the Member Organization of FAO which notify the Director-General, in writing, of their desire to become Members of the Committee and of their intention to participate in the work of the Committee.*

2. *The notification referred to in paragraph 1 may be made at any time and Membership acquired on the basis thereof shall be considered valid unless the Member has not been represented at two consecutive sessions of the Committee, or has notified its withdrawal from the Committee. The Director-General shall circulate, at the beginning of each session of the Committee, a document listing the Members of the Committee.*

3. *Representatives of organizations of the United Nations System, intergovernmental organizations, international financial institutions, international non-governmental organizations, civil society and non-governmental organizations and other relevant actors of civil society, including representatives of the private sector, shall be able to participate in the proceedings of the Committee. Taking into account requests for participation, as well as any relevant considerations, the Committee shall agree and keep under review at its regular sessions a list of organizations, including a minimum number of non-governmental civil society organizations as may be proposed following consultation, which shall be allowed to*

*participate in its sessions under this paragraph. The Committee may decide to remove from this list an organization which has not been represented at two consecutive sessions of the Committee or which has notified the Director-General of its intention not to participate in the work of the Committee.*

*4. Representatives of organizations allowed to take part in the proceedings of the Committee under paragraph 3 may take part in any debates within the Committee without having to wait until Members have intervened and present documents and formal proposals under such conditions as may be decided by the Committee, in accordance with these Rules, the Rules of Procedure and such other procedures as the Committee may establish, provided however that voting and decision-making shall remain the exclusive prerogative of Members referred to in paragraph 1 of this Rule.*

*5. Any Member of the Organization or Member State of the United Nations or of the International Atomic Energy Agency that is not a Member of the Committee, may attend a session of the Committee in an observer capacity. In addition, the Committee, acting on a recommendation of the Bureau, may invite other interested organizations, upon request, to participate as observers in meetings of the Committee or for the discussion of specific items. Observers may intervene in debates upon invitation from the Chairperson.*

*6. The Committee shall normally hold two sessions during each biennium. Sessions shall be convened by the Director-General, in consultation with the Chairperson and the Bureau of the Committee, taking into account any proposals made by the Committee. If required, the Committee may hold additional sessions on the call of the Director-General in consultation with the Chairperson and the Bureau, or on request submitted in writing to the Director-General by the majority of Members of the Committee.*

*B. Vision and Roles of the Committee on World Food Security*

*7. The Committee on World Food Security is an intergovernmental Committee of FAO. As a central component of the evolving Global Partnership for Agriculture, Food Security and Nutrition, the Committee shall constitute the foremost inclusive international and intergovernmental platform for a broad range of committee stakeholders to work together in a coordinated manner and in support of country-led processes towards the elimination of hunger and ensuring food security and nutrition for all human beings. The Committee shall strive for a world free of hunger where countries implement the “Voluntary Guidelines for the Progressive Realization of the Right to Adequate Food in the Context of National Food Security”.*

8. *The roles of the CFS shall be:*

(a) Coordination at global level. *The Committee shall provide a platform for discussion and coordination to strengthen collaborative action among Governments, regional organizations, international organizations and agencies, non-governmental organizations, civil society organizations, food producers' organizations, private sector organizations, philanthropic organizations and other relevant stakeholders, in a manner that is in alignment with each country's specific context and needs.*

(b) Policy convergence. *The Committee shall promote greater policy convergence and coordination including through the development of international strategies and voluntary guidelines on food security and nutrition on the basis of best practices, lessons learned from local experience, inputs received from national and regional levels, and expert advice and opinions from different stakeholders.*

(c) Support and advice to countries and regions. *At the request of countries or regions the Committee shall facilitate support or advice in the development, implementation, monitoring and evaluation of their nationally and regionally owned plans of action for the elimination of hunger, the achievement of food security and the practical application of the "Voluntary Guidelines for the Progressive Realization of the Right to Adequate Food in the Context of Food Security" that shall be based on the principles of participation, transparency and accountability.*

9. *The Committee shall gradually assume additional roles such as:*

(a) Coordination at national and regional levels. *The Committee shall serve as a platform to promote greater coordination and alignment of actions in the field, encourage more efficient use of resources and identify resource gaps. As the reform progresses, the Committee shall build, as appropriate, on the coordination work of the United Nations' High Level Task Force. One guiding principle to support this role shall be to build on and strengthen existing structures and linkages with key partners at all levels. Key partners include national mechanisms and networks for food security and nutrition, the United Nations country teams and other coordinating mechanisms such as the International Alliance Against Hunger and its National Alliances, food security thematic groups, regional intergovernmental bodies and a large number of civil society networks and private sector associations operating at the regional and national levels. In each case, the functional contributions that they could make, as well as how the Committee could strengthen linkages and enhance synergy with such partners would have to be established.*

(b) Promotion of accountability and sharing of best practices at all levels. *One of the main objectives of the Committee on World Food Security has been to monitor actively the implementation of the Plan of Action of the World Food Summit of 1996. Although countries are taking measures to address food insecurity, the specific programmes as they are presented do not necessarily help to report quantitatively on progress towards realizing the objectives of the Plan of Action of the World Food Summit of 1996. The Committee should help countries and regions, as appropriate, to address the*

*questions of whether objectives are being achieved and how food insecurity and malnutrition can be reduced more quickly and effectively. This will entail developing an innovative mechanism, including the definition of common indicators, to monitor progress towards these agreed-upon objectives and actions taking into account lessons learned by the Committee on World Food Security and other monitoring attempts. Comments by all stakeholders of the Committee will have to be taken into account and new mechanisms will build on existing structures.*

*(c) Development of a Global Strategic Framework for food security and nutrition in order to improve coordination and guide synchronized action by a wide range of stakeholders. The Global Strategic Framework shall be flexible so that it can be adjusted as priorities change. It shall build upon existing frameworks such as the United Nations Comprehensive Framework for Action, the Comprehensive Africa Agriculture Development Programme and the Voluntary Guidelines to Support the Progressive Realization of the Right to Adequate Food in the Context of National Food Security.*

*C. Chairperson and Bureau of the Committee on World Food Security*

*10. The Committee shall elect a Bureau, including a Chairperson, under such conditions as may be established in the Rules of Procedure. The Bureau shall exercise such functions as may be defined in these Rules or in the Rules of Procedure.*

*D. High Level Panel of Experts on Food Security and Nutrition*

*11. The Committee shall be assisted by a High Level Panel of Experts on Food Security and Nutrition, hereinafter referred to as the High Level Panel. The functions of the High Level Panel shall be:*

*(a) to assess and analyze the current state of food security and nutrition and its underlying causes;*

*(b) to provide scientific and knowledge-based analysis and advice on policy-relevant issues, utilizing existing high quality research data and technical studies;*

*(c) to identify emerging issues and assist the Committee and its Members to prioritize future actions and attention on key focal areas.*

*12. The High Level Panel shall consist of a Steering Committee and a subsidiary network of food security and nutrition experts organized on the basis of ad hoc project teams.*

*13. The Steering Committee shall consist of between ten and fifteen highly reputable, internationally recognized experts on food security and nutrition-related fields, appointed in their personal capacity for a term of office of two years, renewable only once. The members of the Steering Committee shall be*

*appointed by the Bureau of the Committee on the basis of a recommendation of an ad hoc selection committee consisting of representatives of FAO, the World Food Programme, the International Fund for Agricultural Development, Bioversity International and a representative of civil society organizations. The Steering Committee shall normally hold two sessions every year, unless otherwise decided by the Committee itself in extraordinary circumstances. The Steering Committee shall be assisted by an Advisory Group whose composition and functions shall be as provided for in the Rules of Procedure of the Committee on World Food Security. The functions of the Steering Committee shall be:*

- (a) to ensure and follow the preparation of state-of-the-art studies and analysis for consideration by the Committee on a variety of food security and nutrition issues;*
- (b) to assemble expert project teams to prepare studies and analysis in support of decisions of the Committee;*
- (c) to establish and keep under review working methodologies, plans of work and terms of reference for project teams and, in general, manage their work;*
- (d) to review work methodologies and to propose work plans;*
- (e) to perform such related functions as may be required.*

*14. There shall be a database of experts on all relevant fields related to food security and nutrition who may be nominated by Members of the Committee or any other interested party participating in the proceedings of the Committee. Drawing from this database, the Steering Committee shall constitute ad hoc project teams to analyse and report on such issues as may be referred by the Steering Committee to the team. The project teams shall be constituted for pre-determined periods of time and shall be responsible for drafting studies and analysis under the general direction and oversight of the Steering Committee.*

#### *E. Secretariat*

*15. The Director-General shall appoint, in accordance with such conditions as may be established by the Committee, a secretary to serve the Committee, including the Bureau and the High Level Panel of Experts, and to exercise liaison functions in connection with all the activities of the Committee. The secretariat shall include such staff members, including from the World Food Programme and the International Fund for Agricultural Development as may be assigned to it<sup>3</sup>.*

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<sup>3</sup> This paragraph, drafted in broad terms, includes general provisions on the secretary and the secretariat. It reflects the fact that the secretary – during such period as he or she would be exercising those functions – would be under Terms of Employment with FAO under standard United Nations mobility arrangements. Document CFS 2009/2 rev. 1 reads as follows on this matter: “33. *There should be a small, permanent CFS Secretariat located in FAO Rome. Its task will be to assist the Plenary, the Bureau and Advisory Group, and the High Level Panel of Experts in their work.* 34. *For the*

F. Reporting

16. *The reports of the Committee shall be referred to the Conference of the Organization and to the General Assembly of the United Nations through the Conference and the Economic and Social Council.*

17. *The Committee shall report to the Council on programme and budget matters. Without restricting the general nature of this principle, any recommendation adopted by the Committee affecting the programme or finances of the Organization, or concerning legal or constitutional matters, shall be reported to the Council with the comments of the appropriate subsidiary committees of the Council, as required. The reports of the Committee or related extracts therefrom shall also be placed before the Conference.*

18. *Any recommendations adopted by the Committee which affect the programme or finances or legal or constitutional aspects of the United Nations, any specialized agencies, programmes or funds shall be reported to their appropriate bodies for consideration.*

G. Miscellaneous provisions

19. *The Committee shall, as necessary, draw on the advice of the Committee on Commodity Problems and its subsidiary bodies, the Committee on Agriculture and other technical committees of the Council as appropriate, and the Executive Board of the World Food Programme. In particular, the Committee shall take full account of the responsibilities and activities of these and other intergovernmental bodies responsible for aspects of food security, in order to avoid overlapping and unnecessary duplication of work.*

20. *In order to ensure the effective discharge of its functions, the Committee may request the Members to furnish all information required for its work, it being understood that, where so requested by the concerned Governments, the information supplied shall be held on a restricted basis.*

21. *The Director-General or his representative shall participate in all meetings of the Committee and may be accompanied by such officers of the staff of the Organization as the Director-General may designate.*

22. *The Committee may adopt and amend its rules of procedure, which shall be consistent with the Constitution and the General Rules of the Organization.*

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*biennium 2010-2011, the Secretariat will be headed by a Secretary from FAO and include staff from the other Rome-based agencies (WFP and IFAD). Further arrangements regarding the Secretary, including possible rotation among the three Rome-based agencies, and the inclusion in the Secretariat of other UN entities directly concerned with food security and nutrition, should be decided by the CFS plenary in 2011. 35. The present CFS Secretariat will continue to perform its functions until final decisions of CFS Plenary as per paragraph 34 are adopted and implemented”.*

23. *The Committee may decide to establish subsidiary or ad hoc bodies where it considers that such action would expedite its own work, without duplicating the work of existing bodies. A decision to this effect may be taken only after the Committee has examined a report by the Director-General on the administrative and financial implications.*

24. *When establishing subsidiary or ad hoc bodies, the Committee shall define their terms of reference, composition, and, as far as possible, the duration of their mandate. Subsidiary bodies may adopt their own rules of procedure, which shall be consistent with those of the Committee.*

## **RULES OF PROCEDURE OF THE COMMITTEE ON WORLD FOOD SECURITY (REVISED RULES OF PROCEDURE)<sup>4</sup>**

### ***Rule I***

#### ***Membership and participation in the proceedings of the Committee***

*Membership of the Committee and participation in its proceedings shall be in accordance with Rule XXXIII, A, paragraphs 1 to 5 of the General Rules of the Organization.*

### ***Rule II***

#### ***Election of the Bureau***

1. *At the first session of the Committee held after a regular session of the Conference the Committee shall elect a Chairperson from among the representatives of Members, and twelve Member Nations which collectively shall constitute the Bureau of the Committee. The Chairperson shall be elected, on a rotational basis, from among the representatives of the delegations of the Members of the Committee. The other twelve Members of the Bureau shall be elected from each of the following regions: two Members each from the Member Nations of Africa, Asia, Europe, Latin America and the Caribbean and Near East, respectively; one Member from North America and one Member from South West Pacific. Elections shall be conducted in accordance with the provisions of paragraphs 9(b) and 11 of Rule XII of the General Rules of the Organization, one election being held to fill the vacancy occurring in each region.*

2. *The Chairperson and the Members of the Bureau shall be elected for a period of two years which may be renewable only once.*

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<sup>4</sup> These Rules of Procedure would be approved by the Committee on World Food Security at its Session of 2010. They could still be reviewed in some limited respects.

3. *The Bureau shall elect, from among its Members, a Vice-Chairperson who shall exercise functions as Chairperson in the event that the Chairperson should be prevented from doing so. If due to incapacity, death or any other reason, the Chairperson is prevented from exercising its functions for the remainder of the term, the functions shall be exercised by the Vice-Chairperson for the remainder of the term.*

4. *The Chairperson shall preside at meetings of the Bureau and exercise such other functions as may be required to facilitate its work. The Chairperson is expected to preside at all meetings of the Bureau. The Chairperson, or a Vice-Chairperson exercising functions as Chairperson, shall not vote.*

### **Rule III**

#### **Functions of the Bureau**

1. *The Bureau shall, between plenary sessions, represent the membership of the Committee, facilitate coordination among all Members and participants and, in general, ensure preparations for the sessions of the Committee.*

2. *The Bureau shall perform such other tasks as may be delegated to it, including recommending the provisional agenda, the preparation of documents and the formulation proposals for the work of the Committee. The Bureau shall perform tasks related to the operation of the High Level Panel of Experts as foreseen in Rule XXXIII of the General Rules of the Organization, these Rules of Procedure and any decisions of the Committee.*

### **Rule IV**

#### **Advisory Group to the Bureau**

1. *After its election, the Bureau shall establish an Advisory Group consisting of representatives of FAO, the World Food Programme and the International Fund for Agricultural Development and other non-Members participating in the activities of the Committee. The Bureau shall invite relevant constituencies of participants in the work of the Committee to designate representatives to the Group. The overall number of members of the Advisory Group shall not exceed that of the members of the Bureau elected under Rule II, paragraph 1.*

2. *The Advisory Group shall advise the Bureau on the range of tasks which the Bureau may be called upon to exercise on the basis of Rule XXXIII of the General Rules of the Organization, of these Rules of Procedure or that which may be entrusted to it by the Committee.*

**Rule V****Secretary**

*The Secretary shall perform such duties as may be required for the work of the Committee, including servicing the Bureau and the High Level Panel of Experts.*

**Rule VI****Sessions**

- 1. The Committee shall hold sessions as provided in Rule XXXIII, paragraph 6 of the General Rules of the Organization, and shall propose the date and place of its sessions.*
- 2. Any number of separate meetings may be held during each session of the Committee.*
- 3. Notice of the date and place of each session shall normally be communicated at least two months in advance of the session to all Members of the Committee, as well as to all such organizations as may have been invited to participate or to send observers to the session. Notification of the date and place of each session shall also be communicated to all Members of the Organization or Member States of the United Nations or the International Atomic Energy Agency which may become Members of the Committee.*
- 4. Each Member of the Committee or each organization participating in the work of the Committee under Rule XXXIII, paragraph 3 of the General Rules of the Organization may designate alternates, associates and advisers to its representative on the Committee.*
- 5. Presence of representatives of a majority of the Members of the Committee shall constitute a quorum for any formal action by the Committee.*

**Rule VII****Attendance**

- 1. Any Member of the Organization or Member State of the United Nations not represented on the Committee, or any Associate Member of the Organization, may attend a session of the Committee in an observer capacity and may submit memoranda and participate without vote in any discussions at a public or private meeting of the Committee.*

2. *Participation of international organizations, non-governmental organizations and other actors of civil society shall be governed by the relevant provisions of Rule XXXIII of the General Rules of the Organization, as well as, where appropriate, by the rules of the Organization on relations with international organizations.*

3. *Meetings of the Committee shall be held in public, unless the Committee decides to meet in private for discussion of any items on its agenda.*

### **Rule VIII**

#### **Agenda and Documents**

1. *The Director-General, acting on the basis of a recommendation of the Bureau, shall circulate a provisional agenda at least three months in advance of the sessions to all Members of the Committee, to all Members of the Organization, of the World Food Programme and the International Fund for Agricultural Development and to all Member States of the United Nations or the International Atomic Energy Agency that are not Members of FAO and are entitled to become Members of the Committee.*

2. *The Economic and Social Council, the General Assembly of the United Nations, the Council or the Conference of the Organization may request the Director-General to insert an item in the provisional agenda.*

3. *All Members of the Committee may request the Director-General, not less than 30 days before the proposed date of the session, to insert an item in the provisional agenda. The Director-General shall thereupon circulate the proposed item to all Members of the Committee, together with any necessary papers.*

4. *The Committee in session may, by a two-thirds majority of the votes cast, amend the agenda by the deletion, addition or modification of any item, provided that no matter referred to it by the Economic and Social Council or the General Assembly of the United Nations or the Council or the Conference may be omitted from the agenda.*

5. *Documents which have not already been dispatched shall be dispatched with the provisional agenda or as soon as possible thereafter in all the languages of the Organization.*

### **Rule IX**

#### **Voting**

1. *Each Member of the Committee shall have one vote.*

2. *The decisions of the Committee shall be ascertained by the Chairperson, who shall resort, upon the request of one or more Members, to a vote, in which case the pertinent provisions of Rule XII of the General Rules of the Organization shall apply mutatis mutandis.*

## **Rule X**

### **Reports**

1. *At each session, the Committee shall approve a report embodying its views, recommendations and decisions, including, when requested, a statement of minority views. Any recommendations adopted by the Committee which affect the programme or finances of the Organization or concerning legal or constitutional matters shall be reported to the Council with the comments of the appropriate subsidiary committees of the Council.*

2. *Reports of sessions shall be submitted to the Council and circulated to all Member Nations and Associate Members of the Organization, and to those non-member States which are Members of the Committee, as well as to interested international and non-governmental organizations entitled to participate or being represented at the session.*

3. *Pursuant to Rule XXXIII, paragraph 15 of the General Rules of the Organization, the Committee shall provide regular reports to the Economic and Social Council of the United Nations and the General Assembly, through the Conference of the Organization.*

## **Rule XI**

### **Subsidiary Bodies**

1. *In accordance with Rule XXXIII, paragraph 22 of the General Rules of the Organization, the Committee may establish subsidiary or ad hoc bodies where it considers that such action would expedite its own work, without duplicating the work of existing bodies.*

2. *Before taking a decision on the establishment of any subsidiary or ad hoc body, the Committee shall examine the administrative and financial implications of such a decision, in the light of a report to be submitted by the Director-General.*

3. *The Committee shall define the terms of reference, composition and, as far as possible, the duration of the mandate of each subsidiary or ad hoc body. Such subsidiary or ad hoc bodies shall report to the Committee. The reports of the subsidiary or ad hoc bodies shall be made available for information to all members of the subsidiary or ad hoc bodies concerned, all*

*Members of the Committee, and to interested international organizations entitled to attend sessions of the bodies concerned.*

### ***Rule XII***

#### ***Suspension of Rules***

*The Committee may, by a two-thirds majority of the votes cast, decide to suspend any of the foregoing Rules of Procedure, provided that the action contemplated is consistent with the Constitution and the General Rules of the Organization and that 24 hours' notice of the proposal for the suspension has been given. Such notice may be waived if no Member objects.*

### ***Rule XIII***

#### ***Amendment of Rules***

*The Committee may, by a two-thirds majority of the votes cast, amend its Rules of Procedure provided that such amendment is consistent with the Constitution and the General Rules of the Organization. No proposal for the amendment of these Rules of Procedure shall be included in the agenda of any session of the Committee, unless notice thereof has been dispatched by the Director-General to Members of the Committee at least 30 days before the opening of the session.*

## **SUGGESTED ACTION BY THE COMMITTEES**

11. The CCLM is invited to review this document, with particular reference to the proposed amendments to the GRO and the revised Rules of Procedure, and make such comments thereon as appropriate.

12. The CCLM is, in particular, invited:

- (a) to review the proposed draft Conference Resolution containing the amendments to the Constitution and to forward it to the Conference for approval;
- (b) to review the proposed draft Conference Resolution containing the proposed amendments to the General Rules of the Organization;
- (c) to entrust the secretariat with the editorial task of harmonizing the amendments to the Constitution and the General Rules of the Organization arising from the implementation of the IPA and those regarding the reform of the CFS, in the final version of the Constitution and the General Rules of the Organization;

- (d) to endorse the recommendation that document CFS 2009/2 rev. 1 “*Reform of the Committee on World Food Security*” be set out in Volume II of the Basic Texts and that any relevant adjustments to the future structure of that Volume of the Basic Texts be made by the secretariat;
- (e) to endorse the recommendation that any issue regarding the status of the CFS that should not be covered in the General Rules of the Organization or the Rules of Procedure of the Committee be addressed, as appropriate, by reference to document CFS 2009/2 rev. 1 “*Reform of the Committee on World Food Security*” set out in Volume II of the Basic Texts.

11. The Committee is invited to review the proposed Rules of Procedure for the Committee and recommend to the Conference that they be approved by the Committee, subject to any adjustments thereto as may be decided by the Committee, consistent with the Constitution, the General Rules of the Organization and document CFS 2009/2 rev. 1 “*Reform of the Committee on World Food Security*”.