

conference

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November 1991

FOOD AND AGRICULTURE ORGANIZATION OF THE UNITED NATIONS ROME

Twenty-sixth Session

Rome, 9 - 28 November 1991

E

APPLICATIONS FOR MEMBERSHIP AND ASSOCIATE MEMBERSHIP IN THE ORGANIZATION

1. Rule XIX-2 of the General Rules of the Organization (GRO) provides that any application for membership or associate membership "shall be transmitted immediately by the Director-General to Member Nations and shall be placed on the agenda of the next Conference session which opens not less than 30 days from the receipt of the application".
2. Article II-2 of the Constitution provides that any nation applying for membership shall submit a "declaration made in a formal instrument that it will accept the obligations of the Constitution as in force at the time of admission". Paragraph 3 of the same Article provides that a Member Nation applying for associate membership of any territory or group of territories which is not responsible for the conduct of its international relations, shall submit "a declaration made in a formal instrument that it will accept on behalf of the proposed Associate Member the obligations of the Constitution as in force at the time of admission, and that it will assume responsibility for ensuring the observance of the provisions of paragraph 4 of Article VIII, paragraphs 1 and 2 of Article XVI and paragraphs 2 and 3 of Article XVIII of this Constitution with regard to the Associate Member".
3. Rule XIX-I GRO provides that this formal instrument may accompany or follow the application, and in the latter case "shall reach the Director-General not later than the opening day of the Conference session at which the admission of the applicant is to be considered".
4. To date the Director-General has received the following applications.

Applications for Membership

Latvia

A letter from the Vice Prime Minister of the Republic of Latvia, dated 4 October 1991, was received on 7 October 1991. A formal instrument of acceptance of the relevant obligations of the Constitution of FAO was submitted with the application (Appendix A). This application has been communicated by Circular Letter G/CA-11/3 of 11 October 1991 to FAO

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Member Nations by the Director-General in pursuance of his responsibilities under Rule XIX-2 of the General Rules of the Organization.

Lithuania

A letter from the Prime Minister of the Republic of Lithuania, dated 4 October 1991, was received on 7 October 1991. A formal instrument of acceptance of the relevant obligations of the Constitution of FAO was submitted with the application (Appendix B). This application has been communicated by Circular Letter G/CA-11/3 of 11 October 1991 to FAO Member Nations by the Director-General in pursuance of his responsibilities under Rule XIX-2 of the General Rules of the Organization.

Estonia

A letter from the Prime Minister of the Republic of Estonia dated 8 October 1991 was received on 9 October 1991. A formal instrument of acceptance of the relevant obligations of the Constitution of FAO was submitted with the application (Appendix C). This application has been communicated by Circular Letter G/CA-11/1 of 24 October 1991 to FAO Member Nations by the Director-General in pursuance of his responsibilities under Rule XIX-2 of the General Rules of the Organization.

Application for Re-admission to Membership

South Africa

A letter from the Ambassador of the Republic of South Africa, dated 4 October 1991 was received on the same date (Appendix D). This application has been communicated by Circular Letter G/CA-11/6 of 15 October 1991 to FAO Member Nations by the Director-General, while cognizant of the relevant resolutions of the UN General Assembly regarding relations with South Africa, in pursuance of his responsibilities under Rule XIX-2 of the General Rules of the Organization. A formal instrument of acceptance of the relevant obligations of the Constitution of FAO, dated 31 October 1991, was received on 4 November 1991 (Appendix D).

The Republic of South Africa, as a nation eligible for original membership, became a Member Nation of the Organization upon notifying its acceptance of the Constitution in accordance with the provisions of Article XXI thereof on 16 October 1945. The Republic of South Africa withdrew from the Organization on 18 December 1964. In accordance with the practice followed by the Conference in analogous cases, an original Member Nation which has withdrawn from the Organization and wishes to be re-admitted must submit an application for membership under paragraph 2 of Article II of the Constitution and Rule XIX of the General Rules of the Organization.

Application for Associate Membership

Puerto Rico

A letter from the Assistant Secretary of State of the United States of America, dated 9 October 1991, was received on the same date. A formal instrument of acceptance has been submitted with this letter (Appendix E). This application has been communicated by Circular Letter G/CA-11/7 of 15 October 1991 to FAO Member Nations by the Director-General in pursuance of his responsibilities under Rule XIX-2 of the General Rules of the Organization.

Communications relating to application for Membership by Regional Economic Integration Organizations

European Community

A letter from The Netherlands, in its capacity as current President of the European Community, dated 7 October 1991, recalling the letter sent by Mr De Michelis on 22 October 1990 in the name of the Community and its Member States expressing the Community's intention to consider applying for membership of the Organization once the appropriate amendments have been adopted to the Constitution and General Rules of the Organization, was received on 7 October 1991 (Appendix F). The content of this letter has been communicated by Circular Letter G/CA-11/11 of 22 October 1991 to FAO Member Nations by the Director-General.

5. As regards the date on which the applications for membership were submitted, Rule XIX paragraphs 1 and 2 of the General Rules of the Organization provides that applications should reach the Director-General at least thirty days before the opening of the Conference session, and that the applications should be accompanied by formal instruments of acceptance of the Constitution which should reach the Director-General not later than the opening day of the Conference. However, the Conference has on a number of occasions considered applications for membership which were received after the expiry of this time-limit, and formal instruments of acceptance received during the session of the Conference, after having suspended the aforementioned provisions in accordance with Rule XLII.1 GRO. Such suspension requires that notice of the intention to propose a suspension be given to delegates at least twenty-four hours before the vote; a decision to suspend a Rule requires a two-thirds majority of the votes cast in Plenary. In the past, suspension of the relevant provisions for this purpose had been recommended by the General Committee. The Conference may wish to consider the suspension of Rule XIX-2 GRO with respect to the European Community if amendments to the Constitution and General Rules of the Organization are adopted by the Conference that would allow for applications for Membership in FAO by Regional Economic Integration Organizations.

6. The following texts are relevant to the procedure for the admission of additional Member Nations and Associate Members of the Organization:

(a) Article II paras 2 and 3 of the Constitution: the Conference may, by a two-thirds majority of votes cast, provided that a majority of the Member Nations of the Organization is present, decide to admit additional Members or Associate Members to the Organization.

(b) Rule XII-3 (c) GRO: when a two-thirds majority of the votes cast is required, the total number of affirmative and negative votes cast shall be more than one-half of the Member Nations of the Organization.

(c) Rule XII-9 (a) GRO: admission of additional Member Nations and Associate Members shall be decided by secret ballot.

7. The following provisions are also relevant:

(a) Article XVIII-2 of the Constitution: each Member Nation and Associate Member undertakes to contribute annually to the Organization its share of the Budget, as apportioned by the Conference.

(b) Article XVIII-3 of the Constitution: each Member Nation and Associate Member shall, upon approval of its application, pay as its first contribution a proportion, to be determined by the Conference, of the Budget for the current financial period.

(c) Regulation 5.1 of the Financial Regulations: contributions from Associate Members shall as far as feasible be calculated on the same basis as contributions from Member Nations, the amount thus obtained being reduced by four-tenths to take account of the difference of status between Member Nations and Associate Members.

(d) Regulation 5.8 of the Financial Regulations: any nation admitted to membership or any territory or group of territories admitted to associate membership shall pay a contribution to the Budget for the financial period in which its membership or associate membership becomes effective. Such contributions begin with the quarter in which the application was approved. In addition, all new Member Nations shall be required to make advances to the Working Capital Fund in an amount determined by the Conference.



LATVIJAS REPUBLIKAS MINISTRU PADOME

Rīgā

№ 216199 1 gada "04" "aktoris."

4 th October, 1991.

Dr. Eduard Saouma
The Director - General
Food and Agriculture Organization
of the United Nations
Viale delle Terme di Carracalla
Rome, Italy.

Sir,

I have the honour to inform you that the Government of the Republic of Latvia has decided to apply for membership in the Food and Agriculture Organization of the United Nations. I therefore, request that, in conformity with Rule XIX, Paragraph 2 of the General Rules of the Organization, this application be laid before the Conference of the Organization which, I understand, will hold its next Session in Rome in November.

The Government of the Republic of Latvia hereby formally accepts the obligations of membership in the Food and Agriculture Organization of the United Nations as laid down in the Constitution of that Organization, and solemnly undertakes fully and faithfully to carry out these obligations as in force at the time of admission.

Accept, Sir, the assurance of my highest considerations.

Vice Prime Minister
of the Republic of Latvia
A.Kalniņš

A handwritten signature in black ink, appearing to read 'A. Kalniņš'.



LATVIJAS REPUBLIKAS MINISTRU PADOME

Rīgā

№ 216

199 1 gada "04" oktobrī.

4 th October, 1991.

Dr. Eduard Saouma
The Director - General
Food and Agriculture Organization
of the United Nations
Viale delle Terme di Carracalla
Rome, Italy.

INSTRUMENT OF ACCEPTANCE

The Government of the Republic of Latvia hereby formally accepts the obligations of membership in the Food and Agriculture Organization of the United Nations as laid down in the Constitution of that Organization, and solemnly undertakes fully and faithfully to carry out these obligations as in force at the time of admission.

Vice Prime Minister
of the Republic of Latvia
A.Kalniņš

A handwritten signature in cursive script, appearing to read 'A. Kalniņš'.



GOVERNMENT OF THE REPUBLIC OF LITHUANIA

October 4, 1991

Sir,

I have the honour to inform you that the Government of the Republic of Lithuania has decided to apply for membership in the Food and Agriculture Organization of the United Nations. I therefore request that in conformity with Rule XIX, Paragraph 2 of the General Rules of the Organization, this application be laid before the Conference of the Organization which, I understand, will hold its next Session in Rome on November 9.

The Government of the Republic of Lithuania hereby formally accepts the obligation of membership in the Food and Agriculture Organization of the United Nations as laid down in the Constitution of that Organization and solemnly undertakes fully and faithfully to carry these obligations as in force at that time of admission.

Accept, Sir, the assurance of my highest consideration.

Gediminas Vagnorius

Prime Minister

A handwritten signature in dark ink, appearing to read 'Gediminas Vagnorius'.

Dr. Edouard Saouma
Director-General
Food and Agriculture Organization
of the United Nations
Viale delle Terme di Caracalla
Rome
Italy



GOVERNMENT OF THE REPUBLIC OF LITHUANIA

October 4, 1991

INSTRUMENT OF ACCEPTANCE

The Government of the Republic of Lithuania hereby formally accepts the obligations of membership in the Food and Agriculture Organization of the United Nations as laid down in the Constitution of that Organization, and solemnly undertakes fully and faithfully to carry out these obligations as in force at the time of admission.

A handwritten signature in black ink, appearing to read 'Gediminas Vagnorius'.

Gediminas Vagnorius

Prime Minister

Dr. Edouard Saouma
Director-General
Food and Agriculture Organization
of the United Nations
Viale delle Terme di Caracalla
Rome
Italy



*The Prime Minister
Tallinn, Estonia*

Sir,

October 8, 1991

I have the honour to inform you that the Government of the Republic of Estonia has decided to apply for membership in the Food and Agriculture Organization of the United Nations. I therefore request that in conformity with Rule XIX, Paragraph 2 of the General Rules of the Organization, this application be laid before the Conference of the Organization which, I understand, will hold its next Session in Rome on November 7.

The Government of the Republic of Estonia hereby formally accepts the obligation of membership in the Food and Agriculture Organization of the United Nations as laid down in the Constitution of that Organization and solemnly undertakes fully and faithfully to carry these obligations as in force at that time of admission.

Accept, Sir, the assurance of my highest consideration.

Edgar Savisaar

Prime Minister

A handwritten signature in dark ink, appearing to read 'Edgar Savisaar', written over the typed name.

Dr. Edouard Saouma
Director-General
Food and Agriculture Organization
of the United Nations
Viale delle Terme di Caracalla
Rome
Italy



*The Prime Minister
Tallinn, Estonia*

October 8, 1991

INSTRUMENT OF ACCEPTANCE

The Government of the Republic of Estonia hereby formally accepts the obligation of membership in the Food and Agriculture Organization of the United Nations as laid down in the Constitution of that Organization, and solemnly undertakes fully and faithfully to carry out these obligations as in force at the time of admission.

Edgar Savisaar

A handwritten signature in black ink, appearing to read 'Edgar Savisaar'.

Prime Minister

Dr. Edouard Saouma
Director-General
Food and Agriculture Organization
of the United Nations
Viale delle Terme di Caracalla
Roma
Italy

C 91/28

TELEFONO
TELEFOON 3419794
TELEPHONE
FAX 3340843



APPENDIX D

AMBASCIATA DEL SUDAFRICA
SUID - AFRIKAANSE AMBASSADE
SOUTH AFRICAN EMBASSY
Via Tanaro, 14 - 00198 Roma

October 4, 1991

Dr. Edouard Saouma,
Director-General
Food and Agriculture Organization
of the United Nations
Via delle Terme di Caracalla
00100
Rome

Dear Sir,

RE : APPLICATION FOR SOUTH AFRICA'S READMISSION TO FAO

I wish to convey to you the decision of my government to apply for the readmission of South Africa to FAO in terms of article 2 of the FAO Constitution.

I would appreciate it if you could take the necessary steps regarding this request.

I wish to thank you for the consideration given to this matter so far.

Please accept the assurances of my highest consideration.

Yours sincerely

A handwritten signature in cursive script, reading "G R W Babb".

G R W Babb
AMBASSADOR



INSTRUMENT OF ACCEPTANCE

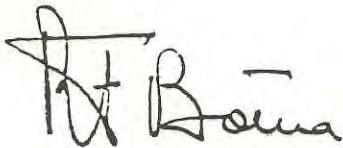
WHEREAS Article II.2 of the Constitution of the Food and Agriculture Organisation of the United Nations provides for the admission of States as members to the aforementioned Organisation by way of application; and

WHEREAS the Government of the Republic of South Africa has applied for the admission of the Republic of South Africa to the Food and Agriculture Organisation of the United Nations; and

WHEREAS Rule XIX.1 of the General Rules of the Food and Agriculture Organisation of the United Nations provides that such an application must be accompanied or followed by a formal instrument of acceptance of the Constitution of the said Organisation;

NOW THEREFORE, the Government of the Republic of South Africa accepts the obligations of the Constitution of the Food and Agriculture Organisation of the United Nations as in force at the time of admission;

IN WITNESS WHEREOF, I, ROELOF FREDERIK BOTHA, Minister of Foreign Affairs of the Republic of South Africa, have signed and sealed these presents at ...*Pretoria*..... on this the ...*31st*..... day of ..*OCTOBER*.... in the Year One Thousand Nine Hundred and Ninety-one.



MINISTER OF FOREIGN AFFAIRS
REPUBLIC OF SOUTH AFRICA

ASSISTANT SECRETARY OF STATE
WASHINGTON

October 9, 1991

Dear Mr. Director General:

I have the honor to inform you that the Government of the United States of America hereby applies for the admission of Puerto Rico to associate membership in the Food and Agriculture Organization, in accordance with the provisions of Article II[3] of the Constitution of the Food and Agriculture Organization.

The Government of the United States of America will accept on behalf of Puerto Rico the obligations of the Constitution of the Food and Agriculture Organization in force as of the time of admission. The Government of the United States of America will assume responsibility for ensuring observance of the following provisions of the Constitution of the Food and Agriculture Organization with respect to Puerto Rico: Article VIII[4]; Article XVI[1]; Article XVI[2]; Article XVIII[2]; and Article XVIII[3].

I shall be grateful for your assistance in placing this request for associate membership upon the agenda of the next conference of the Food and Agriculture Organization.

Sincerely,



John R. Bolton
International
Organization Affairs

The Honorable
Edouard Saouma,
Director General of the
Food and Agriculture Organization
of the United Nations,
Rome.



ROF-1517
PJ/gc

Rome, 7 October 1991

His Excellency
Dr. Edouard Saouma
Director-General
Food and Agriculture Organization
of the United Nations
Via delle Terme di Caracalla
Rome

Excellency,

On behalf of the Netherlands, in its capacity of current President of the European Community, I have the honour to present you herewith a letter signed by the Netherlands Minister for Finance, Mr. W. Kok, in connection with the intention of the European Community to consider applying for membership of FAO once the appropriate amendments to the Constitution and the General Rules of the Organization have been adopted.

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

A large, stylized handwritten signature in black ink, appearing to read 'F. C. Prillewitz'.

F.C. Prillewitz
Permanent Representative

EUROPEAN COMMUNITIES

The President

Luxembourg, October 7, 1991

Mr Edouard SAOUMA
Director-General of the Food and
Agriculture Organization of the
United Nations (FAO)
Via delle Terme di Caracalla
I-00100 - ROME
Italy

Sir,

The Committee of Member Nations established to review the amendments to the Basic Texts of the Organization to allow for membership of regional economic integration organizations in FAO met in Rome from 9 to 13 September 1991. We understand that the Committee will be meeting again with a view to arriving at a consensus and that the matter will then be considered by the CCLM and the Council before being referred to Commission III of the Conference in order to establish a definitive text of these amendments.

I would like to recall the letter sent by Mr DE MICHELIS on 22 October 1990 in the name of the Community and its Member States expressing the Community's intention to consider applying for membership of the Organization once the appropriate amendments have been adopted to the Constitution and General Rules of the Organization that would allow for such membership, provided always that the final form of the amendments as adopted is acceptable to the European Community and its Member States.

Rue de la Loi, 170
1048 BRUSSELS

Tel. (02) 234.61.11 - Telegrams: Consilium Bruxelles - Telex 21711 Consil 8

We realize that under the Basic Texts as they stand at present an application for membership by the European Community could not be accepted by you and that thus it is not legally possible for us to meet the normal deadline of thirty days specified for Member Nations under Rule XIX of the General Rules of the Organization. Should the appropriate amendments be adopted by the Conference that would allow for an application for membership to be considered by the European Community, the Netherlands which at present hold the Presidency of the European Community wish to give notice to you and the Member Nations of the Organization that it would in those circumstances be seeking, under Rule XLII.1, a suspension of Rule XIX in order to allow for its application for membership to be considered and dealt with by the Conference at its 26th Session.

Under these conditions, the Netherlands request that the item "examination of a possible application by the European Community for FAO membership" be put on the agenda of the Conference and the future request for a suspension of Rule XIX be reflected by an appropriate agenda item.

The European Community hopes that in this way, after the adoption of satisfactory amendments to the Basic Texts by the Conference, it will be able to present during the 26th Session a formal application for membership.

Yours faithfully,

(Signed)

Rue de la Loi, 170
1048 BRUSSELS