

# **REPORT**

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# **OF THE CONFERENCE OF FAO**

**Thirty-sixth Session**  
**Rome, 18-23 November 2009**

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**COUNCIL**  
**(until 31 December 2010)**

*Independent Chairperson of the Council: Mr Luc Guyau*

Afghanistan <sup>2</sup>	Indonesia <sup>2</sup>	Saudia Arabia <sup>2</sup>
Australia <sup>2</sup>	Italy <sup>2</sup>	Senegal <sup>1</sup>
Belgium <sup>1</sup>	Japan <sup>3</sup>	Slovakia <sup>3</sup>
Bolivia <sup>1</sup>	Jordan <sup>3</sup>	Spain <sup>3</sup>
Brazil <sup>1</sup>	Kenya <sup>1</sup>	Sri Lanka <sup>3</sup>
Canada <sup>1</sup>	Kuwait <sup>1</sup>	Sudan <sup>1</sup>
Chile <sup>3</sup>	Mauritania <sup>2</sup>	Thailand <sup>3</sup>
China <sup>3</sup>	Mauritius <sup>3</sup>	Trinidad and Tobago <sup>1</sup>
Congo <sup>1</sup>	Mexico <sup>1</sup>	Turkey <sup>1</sup>
Cuba <sup>1</sup>	Morocco <sup>1</sup>	United Kingdom <sup>2</sup>
Egypt <sup>2</sup>	Mozambique <sup>3</sup>	United Republic of Tanzania <sup>2</sup>
El Salvador <sup>2</sup>	Niger <sup>1</sup>	United States of America <sup>1</sup>
France <sup>2</sup>	Norway <sup>2</sup>	Uruguay <sup>3</sup>
Gabon <sup>3</sup>	Pakistan <sup>2</sup>	Venezuela (Bolivarian Republic of) <sup>3</sup>
Germany <sup>3</sup>	Philippines <sup>3</sup>	Zimbabwe <sup>2</sup>
Ghana <sup>2</sup>	Republic of Korea <sup>3</sup>	
India <sup>2</sup>	Russian Federation <sup>1</sup>	

<sup>1</sup> Term of office: November 2007 - December 2010.

<sup>2</sup> Term of office: 1 January 2009 - November 2011.

<sup>3</sup> Term of office: November 2009 - 30 June 2012.

**COUNCIL**  
**(as from 1 January 2011)**

*Independent Chairperson of the Council: Mr Luc Guyau*

Afghanistan <sup>1</sup>	Greece <sup>3</sup>	Russian Federation <sup>3</sup>
Argentina <sup>3</sup>	India <sup>1</sup>	Saudia Arabia <sup>1</sup>
Australia <sup>1</sup>	Indonesia <sup>1</sup>	Slovakia <sup>2</sup>
Brazil <sup>3</sup>	Iran (Islamic Republic of) <sup>3</sup>	Spain <sup>2</sup>
Canada <sup>3</sup>	Ireland <sup>3</sup>	Sri Lanka <sup>2</sup>
Cape Verde <sup>3</sup>	Italy <sup>1</sup>	Syrian Arab Republic <sup>3</sup>
Chile <sup>2</sup>	Japan <sup>2</sup>	Thailand <sup>2</sup>
China <sup>2</sup>	Jordan <sup>2</sup>	Trinidad and Tobago <sup>3</sup>
Côte d'Ivoire <sup>3</sup>	Mauritania <sup>1</sup>	Tunisia <sup>3</sup>
Cuba <sup>3</sup>	Mauritius <sup>2</sup>	Uganda <sup>3</sup>
Egypt <sup>1</sup>	Mexico <sup>3</sup>	United Kingdom <sup>1</sup>
El Salvador <sup>1</sup>	Mozambique <sup>2</sup>	United Republic of Tanzania <sup>1</sup>
Equatorial Guinea <sup>3</sup>	Norway <sup>1</sup>	United States of America <sup>3</sup>
France <sup>1</sup>	Pakistan <sup>1</sup>	Uruguay <sup>2</sup>
Gabon <sup>2</sup>	Philippines <sup>2</sup>	Venezuela (Bolivarian Republic of) <sup>2</sup>
Germany <sup>2</sup>	Republic of Korea <sup>2</sup>	Zimbabwe <sup>1</sup>
Ghana <sup>1</sup>		

<sup>1</sup> Term of office: 1 January 2009 - November 2011.

<sup>2</sup> Term of office: November 2009 - 30 June 2012.

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## INTRODUCTION

### OPENING STATEMENT BY THE PRIME MINISTER OF TURKEY

1. His Excellency Recep Tayyip Erdogan, Prime Minister of Turkey, delivered an opening statement to the Conference before the formal work of the session commenced.

### TWENTY-SIXTH MCDUGALL MEMORIAL LECTURE <sup>1</sup>

2. Professor Olivier De Schutter, United Nations Special Rapporteur on the Right to Food, delivered the Twenty-sixth McDougall Memorial Lecture, in memory of Frank Lidgett McDougall, a founding father of the Organization.

### PRESENTATION OF THE B.R. SEN AWARDS <sup>2</sup>

3. The 2008 B.R. Sen Award was conferred on Mr Javier Escobedo, a national of Peru, in recognition of his outstanding achievement in the development of FAO's emergency and rehabilitation work in Haiti and the region, pioneering response, preparedness and transition to development, while serving as Regional Senior Emergency Coordinator for Latin America and the Caribbean.
4. For 2009, the Award was bestowed upon two officers, one of whom was Mr Luigi Damiani, a national of Italy, for rehabilitation of the Palestinian agriculture in a conflict situation through the development and implementation of a coordinated portfolio of over 30 projects providing immediate responses to crises and addressing longer-term recovery objectives.
5. The 2009 Award was also given to Mr Kevin Gallagher of the United States for the establishment of an excellent FAO country programme in Sierra Leone that reinforced country ownership and introduced creative innovations, particularly in communications and field approaches. In 2008, Mr Gallagher was appointed FAO Representative in Sierra Leone where he established, within a very short timeframe, a highly-recognized FAO country development programme that provided support under the country's Comprehensive Africa Agriculture Development Programme (CAADP) process in defining sector development initiatives.

### PRESENTATION OF THE A.H. BOERMA AWARD <sup>3</sup>

6. The A.H. Boerma Award for 2008-2009 was presented jointly to Ms Laetitia Clavreul, journalist for France's *Le Monde* daily newspaper, in recognition of her exceptional coverage and analysis of the wide variety of issues affecting agriculture and food security both in the developed world and in developing countries, and to Mr Shykh Seraj, Bangladesh journalist and broadcaster. The award was jointly conferred on Mr Seraj for his untiring commitment to reporting on issues facing, in particular, millions of smallholder farmers in Bangladesh through print media, and most recently, through a regular television and news programme on the farming sector which has brought the problems of farmers to the attention of the broadest general public.

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<sup>1</sup> C 2009/INF/9; C 2009/PV/1; C 2009/PV/9.

<sup>2</sup> C 2009/INF/6; C 2009/PV/1; C 2009/PV/9.

<sup>3</sup> C 2009/INF/7; C 2009/PV/1; C 2009/PV/9.

### **PRESENTATION OF THE EDOUARD SAOUMA AWARD <sup>4</sup>**

7. The Edouard Saouma Award is presented biennially to an institution that has implemented with particular efficiency a project funded by the Technical Cooperation Programme (TCP). The Award for 2008-2009 was presented to the *Direction des Pêches du Ministère de l'environnement et des ressources halieutiques de la République du Tchad* (Fisheries Department of the Ministry of the Environment and Fisheries Resources of the Republic of Chad) for its outstanding contribution to the implementation of a TCP project which aimed at strengthening the national capacity in sanitary control and responsible utilization of fish products.

8. The Department was represented at the Ceremony by its Director, Ms Flore Koumatey Iré, who had been designated to receive the Award on behalf of her team. The Award was conferred to the Department for its exceptional capacities in mobilizing support from key partners at both central and community levels, as well as for the adoption and promotion of innovative technical and methodological approaches, such as the platform approach, which catered for technical deficiencies and socio-economic or cultural constraints in post-harvest fisheries. Ms Koumatey recalled the significant impact produced by the project in particular for women's groups, as well as the catalytic effects generated for the country, such as: (i) enhanced food security through reduction of post-harvest losses; (ii) the construction of the national centre for control of products of animal origin, including fish products; and (iii) the wide adoption of the technological platform approach.

### **MARGARITA LIZÁRRAGA MEDAL <sup>5</sup>**

9. The Margarita Lizárraga Medal for 2008-2009 was presented to Honourable Dr Abraham Iyambo, Minister for Fisheries and Marine Resources in Namibia, in recognition of his distinguished leadership, nationally, regionally and internationally, in the application of the Code of Conduct for Responsible Fisheries through the implementation of responsible fisheries science, policies and management.

### **STATEMENT BY A REPRESENTATIVE OF FAO STAFF BODIES <sup>6</sup>**

10. A Member of the Interim Executive Committee of the Association of Professionals in FAO spoke on behalf of the three Staff Representative Bodies, focusing his intervention on FAO Reform and the challenges in the global struggle against food insecurity, hunger and malnutrition. He indicated that FAO employees were ready and willing to do their part to implement the objectives of the Organization. He stressed that for the FAO reform process to succeed, the necessary financial resources were needed. He also highlighted the need for the creation of an Ombudsperson position as a key element for Culture Change and the strengthening of trust in the Organization. Finally, he underlined that transparency, continuous dialogue and good communication were paramount to successful reform.

### **IN MEMORIAM <sup>7</sup>**

11. The Conference observed one minute of silence in memory of those staff members who had died since the Conference had last met. The names of the deceased staff members were read aloud and are contained in the Verbatim Records of the Conference.

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<sup>4</sup> C 2009/INF/8; C 2009/PV/1; CL 2009/PV9.

<sup>5</sup> C 2009/LIM/5; C 2009/PV/1; C 2009/PV/9.

<sup>6</sup> C 2009/PV/5.

<sup>7</sup> C 2009/PV/7; C 2009/PV/9.

## **ELECTION OF CHAIRPERSON AND VICE-CHAIRPERSONS <sup>8</sup>**

12. The Council nominated and the Conference elected Ms Kathleen A. Merrigan (United States of America) as Chairperson of the Thirty-sixth Session of the Conference.
13. The Council nominated and the Conference elected the three Vice-Chairpersons of the Conference:

Mr C. Q. K. Mustaq Ahmed (Bangladesh)  
 Mr Hans-Heinrich Wrede (Germany)  
 Ms Mary Margaret Muchada (Zimbabwe)

## **APPOINTMENT OF GENERAL COMMITTEE AND CREDENTIALS COMMITTEE <sup>9</sup>**

14. The Council recommended and the Conference elected the:

### Seven Members of the General Committee

China	Nigeria
Guatemala	Sweden
Jordan	United States of America
New Zealand	

### Nine Members of the Credentials Committee

Austria	Estonia	Oman
Cyprus	Nicaragua	San Marino
El Salvador	Niger	Sri Lanka

## **ADOPTION OF THE AGENDA AND ARRANGEMENTS FOR THE SESSION <sup>10</sup>**

15. The Conference adopted its Agenda as amended by the General Committee, and as given in *Appendix A* to this Report.
16. The Conference adopted the arrangements and timetable proposed by the Hundred and Thirty-seventh Session of the Council, as approved by the General Committee.

### *Establishment of Commissions and Appointment of their Chairpersons, Vice-Chairpersons and Drafting Committees*

17. The Conference concurred with the Council's recommendations to establish two Commissions to consider and report upon Parts I and II of the Agenda.
18. In accordance with Rule VII and Rule XXIV-5 (b) of the General Rules of the Organization (GRO), the Hundred and Thirty-seventh Session of the Council nominated Mr Noel D. De Luna (Philippines) as Chairperson of Commission I and Ms Agnes van Ardenne-van der Hoeven (Netherlands) as Chairperson of Commission II, which the Conference approved.
19. Mr Chris Hegadorn (United States of America) was elected Chairperson of the Drafting Committee for Commission I with the following membership: China, Colombia, Dominican Republic, Egypt, France, Indonesia, New Zealand, Spain, Senegal, United States of America and Zambia.

<sup>8</sup> C 2009/12; C 2009/LIM/6-Rev.1; C 2009/PV/1; C 2009/PV/9.

<sup>9</sup> C 2009/12; C 2009/LIM/6-Rev.1; C 2009/PV/1; C 2009/PV/9.

<sup>10</sup> C 2009/1; C 2009/12; C 2009/INF/4; C 2009/LIM/1; C 2009/LIM/6-Rev1; C 2009/PV/2; C 2009/PV/9.

20. Mr Renato Mosca de Souza (Brazil) was elected Chairperson of the Drafting Committee for Commission II with the following membership: Afghanistan, Argentina, Australia, Brazil, Canada, China, Germany, Japan, Malaysia, Saudi Arabia, Sweden and Uganda.

21. The Conference appointed the foregoing officers and, taking into consideration the proposals of the General Committee, in accordance with Rule XIII-2 GRO, also appointed the following Vice-Chairpersons:

Commission I            Mr Javad Shakhs Tavakolian (Islamic Republic of Iran)

Mr Fazil Dusunceli (Turkey)

Commission II           Ms Hedwig Wögerbauer (Austria)

Ms Gladys Urbaneja (Venezuela)

### *Resolutions Committee of the Conference*

22. The Conference endorsed the recommendation of the Hundred and Thirty-seventh Session of the Council to establish a Resolutions Committee of seven Members, one from each Region, and appointed the following:

Africa	:	Lesotho
Asia	:	Indonesia
Europe	:	Russian Federation
Latin America and the Caribbean	:	Paraguay
Near East	:	Iraq
North America	:	Canada
Southwest Pacific	:	Australia

23. The Resolutions Committee elected His Excellency Hassan Janabi (Iraq) as Chairperson.

24. The Conference approved the functions of the Resolutions Committee and the criteria for the formulation of resolutions, as given in Appendix C of document C 2009/12.

### *Right of Reply*

25. The Conference confirmed the decision taken at its previous sessions to the effect that, when a Member wished to reply to criticisms of its Government's policy, it should preferably do so on the afternoon of the day on which such criticism had been voiced after all those wishing to participate in the discussion had had an opportunity to speak.

### *Verbatim Records*

26. As provided for in Rule XVIII-1 GRO, Verbatim Records were kept of all Conference Plenary and Commission meetings. The Conference endorsed the recommendation of the General Committee that statements could be inserted in the Verbatim Records when time did not permit them to be delivered, taking into consideration, however, the conditions laid down by the General Committee.



### *Verification of Credentials*

27. The Credentials Committee held four meetings on 6, 12, 18 and 21 November to examine the credentials received for this session of the Conference. A report was issued as document C 2009/LIM/14, with 114 Members listed in List A and 52 Members listed in List B. Two members informed the Director-General of their intention not to attend the Conference.

28. The lists reflect the situation as of mid-day of Saturday 21 November 2009.

29. The credentials of the representatives of the United Nations, its Specialized Agencies and related organizations were duly deposited as prescribed under Rule III-2 of the General Rules of the Organization.

### *Voting Rights*

30. The Conference noted that, in accordance with Article III-4 of the Constitution, at the beginning of the Session 17 Member Nations (Antigua and Barbuda, Comoros, Dominican Republic, Georgia, Guinea Bissau, Iraq, Kyrgyzstan, Liberia, Nauru, Nicaragua, Palau, Sao Tome and Principe, Sierra Leone, Solomon Islands, Somalia, Tajikistan, Turkmenistan) had no right to vote in the Conference, since the amount of their arrears of contributions to the Organization exceeded the amount of the contribution due from them for the two preceding years.

31. Two Member Nations (Democratic Republic of Congo and Burundi) made payments sufficient to regain their voting rights.

32. The Conference decided to restore voting rights to the Dominican Republic, Guinea Bissau, and Sierra Leone, which had requested special consideration under Article III.4 of the FAO Constitution.

33. The Conference decided to restore the voting rights to Somalia in view of the prevailing circumstances faced by the country.

34. The Conference accepted the request by Iraq and Georgia to repay their arrears through instalment plans and therefore decided to restore their voting rights. To this effect, the Conference adopted the following Resolutions:

### **RESOLUTION 1/2009 Payment of Contributions - Georgia**

#### **THE CONFERENCE,**

**Noting** that the Government of Georgia had made a proposal that it liquidate part of its arrears of contributions over a period of six years commencing in 2010 in addition to paying each current contribution in the calendar year of assessment,

**Decides** that:

Notwithstanding Financial Regulation 5.5 the arrears of contributions of Georgia totalling US\$ 1,217,323.08 shall be settled through the payment of six annual instalments of US\$ 121,732.31 each from 2010 to 2015 with the remaining balance of the arrears being subject to reconsideration and rescheduling in 2015.

1. The first instalment shall be payable on 1 January 2010.
2. The annual payment of the instalments referred to above, together with the payment of each current contribution in the calendar year of assessment and any advances to the Working Capital Fund, shall be considered as fulfilment of the financial obligations of Georgia to the Organization.
3. Instalments shall be payable in accordance with Financial Regulation 5.5.

4. Default in payment of two instalments shall render this instalment plan null and void.

(Adopted on 23 November 2009)

**RESOLUTION 2/2009**  
**Payment of Contributions - Iraq**

**THE CONFERENCE,**

**Noting** that the Government of Iraq had made a proposal that it liquidate its arrears of contributions over a period of ten years commencing in 2009 in addition to paying each current contribution in the calendar year of assessment,

**Further noting** that, since 1 January 2009, Iraq has effected payments of arrears in accordance with the instalment plan,

**Further noting** that Iraq has paid its assessed contributions for the year 2009,

**Decides** that:

1. Notwithstanding Financial Regulation 5.5 the arrears of contributions of Iraq totalling USD 4,928,518.30 and EUR 454,206.07 shall be settled through the payment of nine annual instalments of USD 547,613.03 and EUR 50,467.34 each from 2010 to 2018.
2. The first instalment shall be payable on 1 January 2010.
3. The annual payment of the instalments referred to above, together with the payment of each current contribution in the calendar year of assessment and any advances to the Working Capital Fund, shall be considered as fulfilment of the financial obligations of the Republic of Iraq to the Organization.
4. Instalments shall be payable in accordance with Financial Regulation 5.5.
5. Default in payment of two instalments shall render this instalment plan null and void.

(Adopted on 23 November 2009)

35. The Conference noted that the eleven Member Nations which had not written a letter requesting special consideration (Antigua and Barbuda, Comoros, Kyrgyzstan, Liberia, Nauru, Nicaragua, Palau, Sao Tome and Principe, Solomon Islands, Tajikistan, Turkmenistan) had effectively lost their voting rights.

**ADMISSION OF OBSERVERS <sup>11</sup>**

*Liberation Movements*

36. The Conference confirmed the invitation issued by the Director-General, at the suggestion of the Hundred and Thirty-sixth Session of the Council, to the Palestine Liberation Organization.

*Intergovernmental Organizations and International  
Non-Governmental Organizations*

37. The Conference reviewed the list of intergovernmental organizations and international non-governmental organizations to which the Director-General had extended a provisional invitation to the Session, and confirmed the said provisional invitations.

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<sup>11</sup> C 2009/12; C 2009/13; C 2009/PV/2; C 2009/PV/9.

## REVIEW OF THE STATE OF FOOD AND AGRICULTURE <sup>12</sup>

38. Seventy-two Heads of Delegation intervened on this agenda item. Member Nations commented on the global agricultural and food security situation and on the issue of preparedness and effective response to food and agricultural threats and emergencies. Several Members also provided information on the agricultural and food security situation of their respective countries, and reported on policies and policy reforms. Two Observers also spoke.

39. The Conference noted with great concern the recent sharp deterioration in the global food security situation, as the food crisis and the subsequent financial and economic crisis had combined to push the estimated number of undernourished in the world to more than one billion people in 2009. It likewise noted that this recent sharp increase in global hunger had come on top of an already worrying upward trend in the number of undernourished people that had been observed since the mid-1990s. The Conference reiterated the urgency of action aimed at reversing this trend and moving onto a path of sustained reductions in levels of global hunger.

40. The Conference recognized that the task of eliminating world hunger would have to be confronted in a context of additional ever more pressing challenges, including those of feeding a growing world population, which was projected to reach 9 billion people by 2050, of meeting increasing demand for bio-fuels, with the consequent pressures on natural resources, as well as the need to ensure sustainable management of our limited natural resource base.

41. The Conference especially underlined the major threats posed by climate change, which risked jeopardizing the food security of large parts of the world's poorest and most vulnerable populations and nations. It called for global agriculture to confront the dual challenge of adapting to climate change and contributing to mitigation. Sustained efforts in research and technological innovation were called for to achieve this objective.

42. The Conference noted the significant challenge of food and agricultural threats and emergencies in achieving global and national food security. Members expressed appreciation of FAO's work in emergencies and early recovery and stressed the value of strengthened partnerships between the Rome-based Agencies, building on their respective comparative advantages and strengths. Members underscored the importance of FAO support to the development of early warning systems, preparedness and risk reduction. The Conference further noted that the increased frequency and intensity of extreme weather events due to climate change would lead to a greater number of crises and disasters, and emphasized the need for more work on climate change adaptation. A number of Members highlighted the importance of ensuring effective transition between response, rehabilitation, recovery and development. The Conference stressed the need to strengthen institutions and build capacity at national and local levels to address agricultural threats and emergencies, noting the need for increased focus on rural women, the elderly and youth.

43. The Conference underlined that eliminating hunger, while addressing the other major challenges facing global agriculture, would require a significant stepping-up of national and international investments, public and private, in agriculture as well as food security and nutrition. It stressed the generally high levels of returns on agricultural investments in productivity-enhancing innovations, infrastructure and market institutions and highlighted the importance of special emphasis on the needs of women and the poorest and most vulnerable populations. It recalled the responsibility of all parties in ensuring the provision of the necessary resources in a timely and reliable fashion.

44. Several delegations also stressed the importance of a free and fair rules-based trading system as an essential component of combating hunger and poverty, and for avoiding a repetition of the recent food crisis. Calls were made for a successful conclusion of the Doha Round of Multilateral Trade Negotiations.

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<sup>12</sup> C 2009/2; C 2009/2 Add.1; C 2009/PV/2; C 2009/PV9.

45. The Conference welcomed the declaration of the World Summit on Food Security held in Rome from 16 to 18 November 2009 as an important step in mobilizing efforts to combat hunger in the world. It stressed the importance of implementation of the Five Rome Principles for Sustainable Global Food Security contained therein.

46. The Conference also underlined the need for effective international coordination and governance for food security. It emphasized the importance of the Global Partnership for Agriculture, Food Security and Nutrition with the Committee on World Food Security (CFS) as a central component. In this context, it made special reference to the role of a reformed CFS in providing a platform for discussion and coordination to strengthen collaborative efforts among all involved parties.

47. At the technical level, the Conference stressed the need for coordination between UN Agencies as well as other international bodies involved in the efforts towards hunger reduction and agricultural and rural development. Specific reference was made to the need for effective coordination among the Rome-based Agencies.

48. The Conference expressed its support to a reformed FAO and commended reform efforts undertaken so far. It emphasized the need for continued and effective reform so as to equip FAO to effectively play its role in the coordinated international efforts to combat hunger and poverty and ensure agricultural and rural development.

## **SUBSTANTIVE AND POLICY MATTERS IN FOOD AND AGRICULTURE**

### **GLOBAL STRATEGY FOR AGRICULTURAL AND RURAL STATISTICS <sup>13</sup>**

49. The Conference welcomed the high quality Global Strategy for Agricultural and Rural Statistics prepared by the FAO Statistics Division, which took into account the findings and recommendations of the recent Independent Evaluation of FAO's Role and Work in Statistics. The Conference recognized that the Global Strategy was essential for the improvement of agricultural and rural statistics and to meet the new and emerging demand in statistics for development policies in the twenty-first century.

50. The Conference appreciated FAO's leadership in agricultural statistics and commended its strategic role in the development of the Global Strategy, in partnership with international organizations, developed and developing countries.

51. The Conference noted that the decennial FAO World Programme for the Census of Agriculture was very important to Member Nations' statistics programmes. It found that FAO's support in statistics capacity-building at country level in areas such as food balance sheets, estimation of undernourishment and economic accounts for agriculture was very useful, and suggested that the Organization step up its assistance in these and other related areas. It was confident that the Global Strategy would give a new impetus to FAO's leadership in the international arena regarding agricultural statistics.

52. While agreeing with the key components of the Global Strategy, the Conference emphasized the importance of involving data users in its development and implementation. It also recognized that its implementation required flexibility, as local conditions were important in determining the elements of the strategy to be adopted at country level, such as the dominant role of livestock in some countries, for which good statistics for the sub-sector was crucial. The Conference was pleased to note that the Global Strategy addressed the emerging data needs, especially when taking into account the link between agricultural activities and the environment and their impact on climate change.

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<sup>13</sup> C 2009/23; C 2009/I/PV/1; C 2009/PV/9.

53. The integration of agriculture into national statistical systems was considered a very important component of the Strategy. For this reason, the Conference stressed the necessity of close collaboration between the ministries of agriculture and the national statistics offices, and noted with satisfaction that these two government agencies were closely associated in the formulation of the Global Strategy. It was recommended that, whenever possible, rural and agricultural statistics used by FAO be collected from relevant national authorities.

54. The Conference highly appreciated the extensive consultation process in the development of the Global Strategy which involved development partners, developed and developing countries, the FAO Governing Bodies and the United Nations Statistical Commission.

55. The Conference supported the Global Strategy for Agricultural and Rural Statistics. It noted that following its endorsement by the United Nations Statistical Commission in February 2010, an implementation plan would be developed during 2010.

56. The Conference stressed the importance of a gradual implementation of the Global Strategy in countries where the statistics system was still weak and noted the strategic role that Regional Organizations could play in ensuring the sustainability of countries' agricultural statistical systems. It was suggested that FAO develop partnerships with relevant regional and international organizations with a view to ensuring greater coherence in data and avoiding duplication in its collection. The Conference stressed that adequate resources be allocated to statistics programmes, both at national and international levels. The Conference suggested that a multi-donor approach should be utilized to implement the Global Strategy.

### **PROGRESS REPORT ON THE INTERNATIONAL YEAR OF NATURAL FIBRES <sup>14</sup>**

57. The Conference received a progress report on the International Year of Natural Fibres which was being facilitated by FAO. The Conference noted the importance of progress in raising awareness of natural fibres to expand demand and improve the welfare of the millions engaged in natural fibre production and processing globally.

### **INTERIM REPORT ON THE TRIENNIAL COMPREHENSIVE POLICY REVIEW OF OPERATIONAL ACTIVITIES FOR DEVELOPMENT OF THE UNITED NATIONS SYSTEM <sup>15</sup>**

58. The Conference recalled the requirement for submitting an Interim Report originating from FAO Conference resolutions 13/2005 and 2/2007. These resolutions requested the Director-General to take appropriate actions for the full implementation of the UN General Assembly Resolutions 59/250 and 62/208 on the Triennial Comprehensive Policy Review of Operational Activities for Development of the United Nations System (TCPR 2004 and 2007).

59. The Conference welcomed the second Interim Report submitted by the FAO Secretariat and encouraged FAO to continue working towards increased UN System-wide coherence in accordance with established mandates, harmonization, effectiveness and efficiency, while bearing in mind that national ownership, priorities and execution represented cornerstones of the development process.

60. Members welcomed FAO's efforts to enhance its collaboration and partnerships at the field level including the ongoing Delivering as One pilot process, while noting that the independent evaluation of this pilot initiative was still pending and that intergovernmental discussions in the UN General Assembly were still ongoing. One Member expressed a reservation on the Interim Report, emphasizing that the Delivering as One approach was still subject to intergovernmental debate. As the Member was not a signatory party to the Paris Declaration and

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<sup>14</sup> C 2009/INF/18; C 2009/I/PV/3; C 2009/PV/9.

<sup>15</sup> C 2009/14; C 2009/I/PV/1; C 2009/PV/9.

the Accra Agenda for Action, the Member could not accept the link of the Interim Report to these international arrangements.

61. The Conference noted FAO's strong commitment to the simplification and harmonization of business practices; to strengthening issues related to agriculture, food security and rural development in the United Nations Development Assistance Framework (UNDAF); as well as to the effective functioning of the Resident Coordinator (RC) System.

62. The Conference encouraged FAO to build partnerships in the context of UN System Reform at the country level and at Headquarters level. In this context, it was noted that investment in coordination activities should enhance synergies among UN Agencies, and thus contribute to avoiding overlaps and duplication.

63. While indicating that the reform process offered unique opportunities for more relevance and effectiveness for the Specialized Agencies of the UN System, the Conference also acknowledged the challenges of the implementation of the TCPR and the Delivering as One pilot process. These challenges included the role of the RC as a team leader for the UN Country Team and the interaction of the Specialized Agencies with their respective line ministries; inclusion of the Specialized Agencies and Non-Resident Agencies in the country level coherence process; predictability of funding; efficiency and effectiveness, and the costs of coordination; partnerships, with the UN System, as well as increased collaboration with other stakeholders; and GA Resolution 63/311 on System-wide Coherence, and encouraged FAO to continue to report on how such challenges were being addressed. In this context, several Members encouraged FAO to further report on opportunities and challenges encountered in the implementation of the TCPR and the pilot Delivering as One exercise, including on the new funding modality and on how these exercises were influencing the decentralization of FAO.

64. The Conference recognized the TCPR as the basis for enhancing cooperation in the UN System, including between the Rome-based Agencies (IFAD, WFP, FAO). The Conference recommended that FAO continue its efforts with regard to implementation of Conference Resolutions 13/2005 and 2/2007.

## **STATUS OF IMPLEMENTATION OF THE GLOBAL PLAN OF ACTION FOR ANIMAL GENETIC RESOURCES <sup>16</sup>**

65. The Conference, with reference to the document C 2009/22 on *Status of Implementation of the Global Plan of Action for Animal Genetic Resources*, reaffirmed its commitment to the *Interlaken Declaration on Animal Genetic Resources* and stressed the urgent need for the implementation of the *Global Plan of Action for Animal Genetic Resources*, to contribute to global food security and sustainable rural development, to respond to global environmental challenges, in particular related to climate change, and to help achieve the Millennium Development Goals 1 and 7. It recommended that FAO, in its livestock programme, emphasize the linkages between the management of animal genetic resources, animal health, livestock policies and institutions for poverty alleviation, biodiversity and climate change adaptation and mitigation.

66. The Conference stressed the essential role of FAO in supporting country-driven efforts to implement the *Global Plan of Action*, in facilitating international and regional cooperation and networking, providing technical assistance and capacity building, coordinating training programmes, and promoting the transfer of technologies. It encouraged FAO to continue updating and developing further technical guidelines for the management of animal genetic resources in support of the implementation of the Global Plan of Action. The Conference also urged Members to develop country-based early warning and response systems for animal genetic resources, consistent with relevant international agreements and taking into account other reporting requirements.

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<sup>16</sup> C 2009/22; C 2009/I/PV/1; C 2009/PV/9.

67. The Conference stressed the importance of addressing the particular needs of small-scale livestock keepers and pastoralists, custodians of much of the world's animal genetic resources, and encouraged their full and effective participation in the implementation of the *Global Plan of Action*.

68. The Conference encouraged the implementation of the *Funding Strategy for the implementation of the Global Plan of Action for Animal Genetic Resources*, adopted by the Commission on Genetic Resources for Food and Agriculture. It appealed to all Members and relevant international mechanisms, funds and bodies to give due priority and attention to the effective allocation of predictable and agreed resources. It also urged FAO to support the implementation of the *Funding Strategy* as part of a consolidated and coherent programme that addressed all genetic resources for food and agriculture. It further requested that FAO ensure adequate Regular Programme support for the implementation of the *Global Plan of Action*.

69. The Conference requested the Commission on Genetic Resources for Food and Agriculture to continue overseeing and assessing the implementation of the *Global Plan of Action for Animal Genetic Resources* and to regularly report back to the FAO Conference on the status of implementation of the *Global Plan of Action*.

### **GLOBAL AND REGULATORY MATTERS ARISING FROM:**

#### *Report of the Twenty-eighth Session of the Committee on Fisheries (2-6 March 2009)*<sup>17</sup>

70. The Conference endorsed the report of the Twenty-eighth Session of the Committee on Fisheries (COFI).

71. The Conference underscored the importance of issues such as sustainable small-scale fisheries development, sustainable aquaculture development, management of deep-sea fisheries and conservation of marine biodiversity and the combat against illegal, unreported and unregulated (IUU) fishing. The Conference appreciated the work of FAO in the preparation of the addendums to the Guidelines for the Eco-labelling of Fish and Fishery Products from Marine Capture Fisheries, the International Guidelines for the Management of Deep-sea Fisheries in the High Seas and its related programme of work. It supported and encouraged the current work, making special reference to by-catches management, reduction of discards, aquaculture certification and the development of a global record of fishing vessels. The Conference requested further prioritization of the Programme of Work at the next Session of COFI.

72. The Conference commended the efforts of FAO and its Member Nations in the work conducted, inter alia, through the convening of a Technical Consultation which prepared, through several sessions, a Draft Legally-Binding Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing. Several Members, while stressing the importance of combating IUU fishing, stated that the Draft Agreement presented difficulties for their approval and signature in its current form.

#### *Report of the Nineteenth Session of the Committee on Forestry (16-20 March 2009)*<sup>18</sup>

73. The Conference endorsed the Report of the Nineteenth Session of the Committee on Forestry, including the FAO Strategy for Forests and Forestry, which was developed in consultation with all Member Nations and with the regional forestry commissions.

74. The Conference requested that future sessions of the Committee on Forestry discuss priorities for FAO's support to Members in forestry.

75. The Conference noted the potential contribution of sustainable forest management and strengthened forest governance to climate change mitigation and adaption, and requested FAO to

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<sup>17</sup> C 2009/16; C 2009/I/PV/2; C 2009/PV/9.

<sup>18</sup> C 2009/17; C 2009/I/PV/2; C 2009/PV/9.

continue to help Members strengthen their capacities to develop effective responses. FAO's support in the fields of forest inventory and participatory forestry was recognized.

76. The Conference supported the need for adequate resources to be provided to support FAO's work in forestry.

77. The Conference supported the request of the FAO Commission on Genetic Resources for Food and Agriculture to prepare a report on the state of the world's forest genetic resources as a contribution to its agreed work plan.

*Report of the Sixty-seventh Session of the Committee on Commodity Problems  
(20-22 April 2009)*<sup>19</sup>

78. The Conference endorsed the Report of the Sixty-seventh Session of the Committee on Commodity Problems.

79. The Conference commended the Secretariat for its analyses of the nature and impacts of commodity price volatility and supported the continuation of this work, including an assessment of the impacts of the financial crisis and the effects of recovery from global recession on commodity markets. The Conference encouraged further work on the implications of bio-fuel development. It noted the importance of sound policies in the effective management of price movements and supported the continuation of the Secretariat's ongoing policy work, including capacity-building. The importance of the Committee on Commodity Problems as an international forum for discussion of trade policy issues was noted. Members expressed their support for a comprehensive, ambitious and balanced conclusion to the Doha Development Agenda.

80. Some Members requested that priorities should be identified for work falling under the terms of reference of the Committee on Commodity Problems, and should be set out in a document for deliberation at the next session of the Committee.

81. The Conference noted that the roles and working arrangements of the Committee on Commodity Problems would be among the subjects discussed at its next session. Some Members reiterated their concern that any changes to the Committee's roles and working arrangements should be considered carefully and be in line with the Organization's reform process more generally. Members asserted that there is no need for a change in the name of the Committee.

*Report of the Twenty-first Session of the Committee on Agriculture (22-25 April 2009)*<sup>20</sup>

82. The Conference endorsed the Report of the 21<sup>st</sup> Session of the Committee on Agriculture (COAG) and supported the elements contained in "Matters requiring the attention of the Conference" of the Report.

83. The Conference requested that a priority paper for the Programme of Work and Budget 2012-13 be presented by the Secretariat at the 22<sup>nd</sup> Session of COAG.

84. FAO's important role in the Codex Alimentarius Commission and other standard-setting bodies was underlined and the inclusion in future sessions of an agenda item on matters of relevance to COAG was welcomed.

85. Members encouraged the COAG to revisit Strategic Objective G (SO-G), to reinforce aspects related to rural development and small-holder farming.

86. The Conference underlined the importance of FAO's work on the livestock sector. In this context, it was requested that FAO ensure more recognition be given to capacity-building and the important role of women in smallholder livestock systems.

<sup>19</sup> C 2009/18; C 2009/I/PV/3; C 2009/PV/9.

<sup>20</sup> C 2009/19; C 2009/I/PV/2; C 2009/PV/9.



87. Members stressed the need for more coordination of efforts among all Technical Committees of FAO, in particular COAG and the reformed CFS.

88. The Conference welcomed the proposed eco-systems approach and requested FAO to strengthen its work on sustainable agricultural practices considering the role of agriculture in addressing climate change issues and the importance of genetic resources to develop new resistant varieties. In this regard, the importance of indigenous knowledge was also underscored. The Conference also recognized the importance of FAO's engagement in the reform process of the CGIAR. Some Members urged that its Science Council remain within FAO and continue to play a crucial role in the reformed CGIAR.

89. The Conference reiterated the Committee's request that the potential and benefits of bio-fuels be carefully monitored in light of national circumstances and that more analysis be undertaken.

90. The Conference welcomed the more focused agendas of CCP and COAG, and increased contributions by Member Nations through a Steering committee between COAG sessions. Questions regarding the options of appointing a Rapporteur instead of maintaining a Drafting Committee were referred to the 22<sup>nd</sup> Session of COAG. Some Members suggested that the Chair and Vice-Chairs should be elected at the end and not at the beginning of the session of COAG.

91. The COAG Secretariat was requested to develop a common view with the Secretariats of the other Technical Committees about the role of side events and to consult with Member Nations if and how they may be included in the Report.

*Reports of the Thirty-fourth (Rome, 14-17 October 2008) and Thirty-fifth (Rome, 14-17 October 2009) Sessions of the Committee on World Food Security*<sup>21</sup>

92. The Conference endorsed the Reports of Thirty-fourth (C 2009/20) and Thirty-fifth (C 2009/21) Sessions of the Committee on World Food Security (CFS). The Conference agreed that document C 2009/21-Add.1 should be integrated as Annex H in C 2009/21.

93. The Conference commended the inclusive and participatory approach taken during the CFS reform process led by the Chair and the Bureau in collaboration with the Contact Group. The Conference noted the commitment expressed in the Declaration of the World Summit on Food Security regarding the role of the reformed CFS in the global governance of food security.

94. The Conference reiterated its support to the Committee in meeting the challenges associated with achieving its goals and encouraged the new Chair and Bureau to move forward with reform implementation plans including establishment of the HLPE, while maintaining the same spirit of openness and inclusiveness, including strengthened engagement by the Rome-based Agencies and other key stakeholders in the work of the Committee.

## UNITED NATIONS/FAO WORLD FOOD PROGRAMME<sup>22</sup>

95. The Conference commended WFP for its role in emergency and development assistance, as well as for its immediate response to the food crisis.

96. Many Members commended WFP's increased commitment to enhance partnerships with other UN Agencies and stakeholders to combat hunger and malnutrition. Some Members also expressed interest in receiving in future reports more analytical information, focusing on results and impacts of ongoing partnerships.

97. The enhanced collaboration among the Rome-based Agencies was strongly emphasized and Member Nations expressed their wish to see all three Agencies showing the same spirit of

<sup>21</sup> C 2009/20; C 2009/21-Rev.1; C 2009/I/PV/3.

<sup>22</sup> C 2009/14; C 2009/INF/10; C 2009/INF/14; C 2009/I/PV/3; C 2009/PV/9.

collaboration. Alongside, some Members requested further clarifications on the role of each agency and the scope of partnership with the World Bank.

98. With regards to the reformed Committee on World Food Security (CFS), many Members reiterated the importance of having the three Rome-based Agencies, FAO, IFAD and WFP, participating in the CFS on an equal basis.

99. While reiterating WFP's key role in emergency assistance, Members stressed WFP's current transition from food aid to food assistance in accordance with its strategic plan, to address hunger and malnutrition, a transition that required stronger and innovative partnerships.

100. The Conference welcomed the role of WFP and commended it for its food assistance programs, such as school feeding, while asked to ensure its intervention also take into due account long-term sustainability issues. Some Members suggested the development of adequate handover strategies.

101. The importance of addressing the needs of small-holder farmers and their access to market was reiterated, particularly through the Purchase for Progress (P4P) interventions that support local purchases of food.

102. An appeal was launched to donor countries to scale up their support to address growing food security needs.

103. In conclusion, the Chairperson announced the endorsement of WFP Report by consensus. Further, he noted the call, loud and clear, for full and equal partnership among the Rome-based Agencies, including in the CFS.

### **OUTCOME OF THE HIGH-LEVEL EXPERT FORUM ON “HOW TO FEED THE WORLD IN 2050” (ROME, 12-13 OCTOBER 2009) <sup>23</sup>**

104. The Conference welcomed the holding of the High-Level Expert Forum on “How to Feed the World in 2050”, including its substantial contributions to the preparations of the World Summit on Food Security, and appreciated the high-quality of the background documents.

105. Members recognized that the body of work produced by the High-Level Expert Forum could serve as a useful reference for future work of FAO.

### **EVALUATION OF THE INTERNATIONAL YEAR OF THE POTATO 2008 <sup>24</sup>**

106. The Conference recalled that Resolution 4/2005 was adopted during the Thirty-third Session of the FAO Conference in November 2005, which led to the Declaration by the United Nations (UN) General Assembly, at its Sixtieth Session in December 2005, of 2008 as the International Year of the Potato (IYP) in order to focus world attention on the importance of the potato (*Solanum tuberosum*) in providing food security and alleviating poverty.

107. The Conference noted with appreciation FAO's contribution to making IYP 2008 a memorable year by implementing IYP activities in collaboration with the International Potato Center (CIP) and other key partners. It expressed satisfaction with the achievements and the way forward and endorsed the evaluation report for its submission to the UN General Assembly.

108. The Conference underlined the key role played by FAO in the exchange of knowledge on the potato and for enhancing civil society and private sector involvement in making greater contribution to the potato industry in developing countries.

<sup>23</sup> C 2009/INF/16; C 2009/I/PV/3; C 2009/PV/9.

<sup>24</sup> C 2009/INF/19; C 2009/I/PV/3; C 2009/PV/9.

109. The Conference highlighted the nutritional and economic value of the potato in combating hunger, malnutrition and poverty and stressed the need to continue research for development.

## **PROGRAMME AND BUDGETARY MATTERS**

### **PROGRAMME IMPLEMENTATION REPORT 2006-2007 <sup>25</sup>**

110. The Conference welcomed the concise format of the Programme Implementation Report (PIR) 2006-07 and noted the coverage of technical as well as non-technical work. It realised that the same format will be used for reporting on 2008-09 performance, which would be the last PIR under the current programme framework.

111. The Conference was generally satisfied that delivery under the Regular Programme had fully utilized the budgeted resources and implemented the Programme of Work for 2006-07.

112. The Conference noted that under the Immediate Plan of Action (IPA) a new results-based implementation monitoring and reporting system would be developed for the 2010-11 biennium to provide key performance information to Members, further enhancing oversight as well as contributing to the planning and budgeting process. The Conference recommended the need for consultation with the relevant Governing Bodies in order to ensure that the new Report fully respond to the expectations of Membership in this regard.

### **PROGRAMME EVALUATION REPORT 2009 <sup>26</sup>**

113. The Conference welcomed the creation of a new Office of Evaluation and noted the role it will play in supporting Results-based Management (RBM). The Conference stressed the importance of the Charter for the new Evaluation Office which would be submitted for approval at the next session of the Council.

114. It appreciated the quality of the document in its improved format. The Evaluation Briefs provided a useful summary of the four evaluation reports previously examined by the Programme Committee. The Conference endorsed the efforts made to enhance learning from evaluation and improving impact evaluation, including increased consultation with stakeholders and a more systematic feedback from evaluation to programming. It stressed the need to maintain balance in evaluation work between normative activities and the field programme, and noted the increased receptivity of FAO Management to the recommendations of major evaluations.

115. The Conference noted that the Programme Evaluation Report is an important document and needs to be made available in all languages in a timely manner.

### **FAO STRATEGIC FRAMEWORK 2010-19 <sup>27</sup>**

116. The Conference endorsed the Strategic Framework 2010-19, recalling that it represented the outcome of extensive consultation and discussion among Members and with the Secretariat over many months. It underlined the importance of reviewing the Strategic Framework every four years for adaptation to any new challenges and opportunities.

117. The Conference observed that the Strategic Framework provided the broad principles and the specific guidance on the substance of future programmes of work of the Organization, as well as a solid foundation for results-based management. It appreciated that this new framework will further strengthen closer and broader collaboration with other UN Agencies and thus contribute to greater coherence within the UN system.

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<sup>25</sup> C 2009/8; C 2009/II/PV/1; C 2009/PV/9.

<sup>26</sup> C 2009/4; C 2009/II/PV/1; C 2009/PV/9.

<sup>27</sup> C 2009/3; C 2009/3-Add.1; C 2009/LIM/9; C 2009/II/PV/1; C 2009/PV/9.

118. The Conference stressed the importance of mutual commitment on the part of Members and the Secretariat to the accomplishment of the goals and objectives expressed in the Strategic Framework.

### **MEDIUM TERM PLAN 2010-13, AND PROGRAMME OF WORK AND BUDGET 2010-11**<sup>28</sup>

119. The Conference welcomed the combined presentation of the Medium Term Plan 2010-13, and Programme of Work and Budget 2010-11, stressing their interdependent nature in linking resources with planned outcomes using the result-based frameworks outlined in the new Strategic Framework.

120. The Conference endorsed the Medium Term Plan 2010-13 including its frameworks for Organizational Results. It emphasised the need for improvements in prioritization, the formulation of performance indicators, baselines and targets, and the implementation of results monitoring and reporting through review by the Technical Committees and Regional Conferences, as well as the Programme and Finance Committees and Council.

121. The Conference welcomed the integrated planning and presentation of Assessed and Voluntary Contributions in the Programme of Work and Budget (PWB) 2010-11. Caution was raised against over-reliance on Voluntary Contributions for Regular Programme activities.

122. The Conference stressed the paramount importance of the reform process and of guaranteed funding of the Immediate Plan of Action (IPA) for FAO Renewal. The Conference reiterated the concept of "Reform with Growth" and stressed the need to maintain the momentum of the reform process.

123. The Conference noted that the Council had not reached a consensus on the PWB 2010-11 and that a group of "Friends of the Chair" of Council had continued discussions to bridge gaps on important issues pertaining to the PWB, including anticipated cost increases, efficiency savings, flexibility to effect transfers between budgetary chapters, method of funding the IPA, the level of the Net Appropriation, and measures for improving FAO's financial health. The Conference expressed appreciation for the supplementary information provided by the Secretariat on these issues.

124. Taking into consideration the diversity of opinions expressed, a group of "Friends of the Chair of Commission II" was formed to assist in reaching a consensus on the PWB 2010-11.

125. The Conference recalled that, following endorsement of proposals submitted by the Director-General to the Finance Committee and Council, the Special Reserve Account (SRA) had been drawn down by USD 6.4 million in 2006 in order to charge a portion of an unforeseen and unbudgeted General Service salary increase at Headquarters on the understanding that the SRA would be replenished by the same amount. The Conference recalled that at its Thirty-fourth Session in November 2007, it adopted a Resolution to defer the replenishment of the SRA to its Thirty-fifth (Special) Session in November 2008, which subsequently deferred the matter to the 2009 Conference. The Conference took note of the balance in the Special Reserve Account of USD 16.4 million as at 30 September 2009 and regretted that, despite the necessity of replenishing the SRA by the amount drawn down in 2006, it was again unable to consider such replenishment at this Session. It decided that replenishment of the Special Reserve Account should be re-presented, through the PWB 2012-13, to its Thirty-seventh Session in 2011.

126. The Conference clarified that, while both unidentified further efficiency savings and one-time savings needed to be achieved, the distinction was that the former required measures to attain recurring savings in 2010-11 and thereafter, while the latter should comprise initiatives aimed at realising one-time, fortuitous savings only in the 2010-11 biennium. It requested that measures for

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<sup>28</sup> C 2009/15; C 2009/LIM/9; C 2009/II/PV/1; C 2009/PV/9.

unidentified further efficiency savings and one-time savings include in particular actions aimed at containing the costs of non-staff human resources and official travel, while protecting the delivery of the technical and economic programmes of the Organization.

127. The Conference adopted the following resolution: <sup>29</sup>

**RESOLUTION 3/2009**  
**Budgetary Appropriations 2010-11**

**THE CONFERENCE,**

**Having considered** the Director-General's Programme of Work and Budget;

**Emphasizing** the imperative of protecting the technical and economic programmes;

**Having considered** the proposed total net appropriation of USD 990,200,000 for the financial period 2010-11 at the 2008-09 rate of Euro 1= USD 1.36 which assumes US dollar and Euro expenditure equal to USD 431,550,000 and Euros 410,813,000;

**Having considered** that the above net appropriation is equivalent to USD 1,000,526,000 at the budget rate of Euro 1 = USD 1.38 established for 2010-11 after translation of the Euro portion;

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<sup>29</sup> Some Members provided explanations and made declarations of vote which can be found in C 2009/PV/8.

1. **Approves** the Programme of Work proposed by the Director-General for 2010-11 as follows:

- a) Appropriations are voted at a rate of Euro 1 = USD 1.38 for the following purposes:

		USD
Chapter 1:	A - Sustainable intensification of crop production	50,370,000
Chapter 2:	B - Increased sustainable livestock production	32,566,000
Chapter 3:	C - Sustainable management and use of fisheries and aquaculture resources	57,090,000
Chapter 4:	D - Improved quality and safety of food at all stages of the food chain	25,337,000
Chapter 5:	E - Sustainable management of forests and trees	43,569,000
Chapter 6:	F - Sustainable management of land, water and genetic resources and improved responses to global environmental challenges affecting food and agriculture	54,645,000
Chapter 7:	G - Enabling environment for markets to improve livelihoods and rural development	41,612,000
Chapter 8:	H - Improved food security and better nutrition	60,509,000
Chapter 9:	I - Improved preparedness for, and effective response to, food and agricultural threats and emergencies	7,848,000
Chapter 10:	K - Gender equity in access to resources, goods, services and decision-making in the rural areas	10,284,000
Chapter 11:	L - Increased and more effective public and private investment in agriculture and rural development	38,643,000
Chapter 12:	X - Effective collaboration with Member States and stakeholders	225,457,000
Chapter 13:	Y - Efficient and effective administration	122,914,000
Chapter 14:	FAOR Programme	88,204,000
Chapter 15:	Technical Cooperation Programme	111,694,000
Chapter 16:	Contingencies	600,000
Chapter 17:	Capital Expenditure	27,118,000
Chapter 18:	Security Expenditure	24,866,000
	Unidentified further efficiency gains	(12,400,000)
	One-time savings	(10,400,000)
	<b>Total Appropriation (Net)</b>	<b>1,000,526,000</b>
Chapter 19:	Transfer to Tax Equalization Fund	98,092,000
	<b>Total Appropriation (Gross)</b>	<b>1,098,618,000</b>

- b) The appropriations (net) voted in paragraph (a) above include an amount of USD 39,600,000 to fund the implementation of the Immediate Plan of Action, comprising an estimated amount of USD 18,200,000 for net recurring costs and USD 21,400,000 for investment costs, as contained in the Report of the CoC-IEE to the FAO Conference on the Immediate Plan of Action for FAO Renewal (C 2009/7).
- c) The appropriations (net) voted in paragraph (a) above minus estimated Miscellaneous Income in the amount of USD 5,000,000, and minus USD 2,500,000 to be carried over from the 2008-09 biennium (see paragraph 2 below), shall be financed by assessed contributions from Member Nations of USD 993,026,000 to implement the Programme of Work.

- d) Such contributions shall be established in US dollars and Euro and shall consist of USD 424,050,000 and Euro 410,813,000. This takes into account a split of 43.1% US dollars and 56.9% Euro for the appropriations (net) and of 100% US dollars for Miscellaneous Income and the carry-over from the 2008-09 biennium.
  - e) An additional amount of USD 14,100,000 shall also be financed by assessed contributions from Member Nations to fund the After-service Medical Coverage (ASMC) past service liability. The contributions shall be established in US dollars and Euro, taking into account a split of 32.6% US dollars and 67.4% Euro, and shall therefore amount to USD 4,597,000 and Euro 6,861,000.
  - f) The total contributions due from Member Nations to implement the approved Programme of Work and to fund the amortization of ASMC shall amount to USD 428,647,000 and Euro 417,674,000. Such contributions due from Member Nations in 2010 and 2011 shall be paid in accordance with the scale of contributions adopted by the Conference at its Thirty-sixth Session.
  - g) In establishing the actual amounts of contributions to be paid by individual Member Nations, a further amount shall be charged through the Tax Equalization Fund for any Member Nation that levies taxes on the salaries, emoluments and indemnities received by staff members from FAO and which are reimbursed to the staff members by the Organization. An estimate of USD 7,800,000 has been foreseen for this purpose.
2. **Authorizes** the Director-General to transfer any unspent balance up to USD 2,500,000 against the budgetary appropriation for 2008-09 from other budgetary chapters in favour of Chapter 17 (Capital Expenditure), with any unspent balance under Chapter 17 to be carried over to the next biennium in accordance with Financial Regulation 6.11. The precise amounts transferred will be reported by the Director-General to the Finance Committee Session in April 2010 in the final budgetary performance report for 2008-09.
  3. **Requests** the Director-General to report to the Finance Committee on-going adjustments to the Programme of Work for unidentified further efficiency gains and one-time savings amounting to USD 22,800,000 referred to in paragraph 1(a) above which are currently not reflected in the chapter structure, noting that both within chapter transfers and transfers from one chapter to another required to implement the proposals will be handled in accordance with Financial Regulation 4.5.
  4. **Encourages** Members to provide voluntary contributions to facilitate implementation of the unified Programme of Work under the Results Framework.

(Adopted on 22 November 2009)

## REPORT OF THE COC-IEE ON THE IMMEDIATE PLAN OF ACTION FOR FAO RENEWAL <sup>30</sup>

128. The Chair invited Professor Mohammad Saeid Noori Naeini to introduce the item, as Independent Chairperson of the Council and Chairperson of the CoC-IEE.

129. Professor Noori Naeini appreciated the significant progress that had been made in implementing the IPA. He highlighted as noteworthy achievements that results-based management had been established, the change towards a results-based culture had begun,

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<sup>30</sup> C 2009/7; C 2009/LIM/10; C 2009/PV/2; C 2009/PV/9.

decentralization was progressing, as was delegation of responsibility and organizational restructuring and streamlining, greater attention was being given to improved human resource management, and more effective governance was being introduced.

130. Professor Noori Naeini also noted that such notable progress could not have been accomplished without the spirit of trust and increased collaboration between the Membership and the Management of FAO in jointly endeavouring to move forward with the reform of the Organization. He noted that considerable efforts were still needed in the future, and that the CoC-IEE would play a key role of oversight. He referred to the successful outcome of the World Summit on Food Security, and to the launch of the Internal Vision Statement demonstrating that staff are “proud to work for FAO”.

131. Professor Noori Naeini concluded by inviting the Conference to adopt the Report and Draft Resolution *en bloc*.

132. The Chair recalled to delegates that Appendices 3, 4, and 5 were included for reference, that Appendix 5 had already been reviewed by the Council and that, at this session of the Conference Appendices 3 and 4 would be considered further.

133. The Conference thus adopted the CoC-IEE report and the following Resolution by acclamation.

#### **RESOLUTION 4/2009** **Immediate Plan of Action for FAO Renewal**

#### **THE CONFERENCE:**

**Mindful** of FAO’s unique overall mandate for food and agriculture, **cognisant** of its vision of a world free of hunger and malnutrition where the food and agriculture sectors contribute to improving the living standards of all in an economically, socially and environmentally sustainable manner, and **aware** of the global goals set out by the Members to foster the achievement of this vision as formulated in the Organization’s Strategic Framework 2010-19;

**Recalling** its Resolution 1/2008 whereby it approved the Immediate Plan of Action (IPA) for FAO Renewal for implementation over a three-year period from 2009 to 2011 – a vital pathway of Reform with Growth for a strengthened, efficient, effective and responsive Organization;

**Having considered** the Report of the Conference Committee on Follow-up to the Independent External Evaluation of FAO (CoC-IEE) on the work completed in 2009 in the framework of the IPA, and the remaining work to be undertaken for the implementation of the IPA;

**Noting with appreciation** that major progress has been achieved in implementing many IPA actions in the course of 2009, along with related recommendations from the Root and Branch Review of administrative processes;

**Recognizing** that FAO renewal will continue to entail considerable efforts to carry out large and complex IPA projects in 2010-11, and to ensure long-term integration of culture change in the overall reform of the Organization;

**Acknowledging** the spirit of collaboration and trust that has prevailed between the Membership and the Management of FAO in conducting the reform process as a joint endeavour, with full engagement and interactive participation of the Members, constant support of the Director-General, and committed involvement of the Staff across the Organization;

**Cognisant** of the need to ensure the sustainability of the reform process in the future years:



1. **Endorses** the Report of CoC-IEE on the Immediate Plan of Action for FAO Renewal as given in *Appendix D* to this Report.
2. **Decides** that the Council will continue to monitor the overall progress in implementation of the IPA and report to the Conference in 2011, receiving from Management, at its regular sessions, progress reports on IPA implementation for review and guidance. In performing this oversight function, the Council will also receive, as appropriate, specific inputs from the Programme Committee, the Finance Committee and the Committee on Constitutional and Legal Matters in their respective areas of mandate. In this context, the Independent Chairperson of the Council will play a proactive facilitating role.
3. **Decides** to establish, under Article VI of the FAO Constitution, a Conference Committee on Follow-up to the Independent External Evaluation of FAO (CoC-IEE) for the duration of 2010-11, to ensure continuity of oversight, guidance and follow-up for the implementation of the IPA, supporting the Council in its monitoring responsibility. To this end, the CoC-IEE will:
  - a) provide overall monitoring and follow-up of the implementation of the IPA by Management in 2010-11, as well as guidance for any required improvement in this regard, without prejudice to the statutory functions of the Council and its Committees;
  - b) complete a report on the results of its work by April 2011 for presentation to the Conference in June 2011, formulating any recommendations stemming from the implementation of the IPA;
  - c) be open to full participation by all Members with speaking rights, conduct its work in all languages of the Organization, and collectively formulate its recommendations and decisions through consensus to the maximum extent possible.;
  - d) hold up to three meetings per year at appropriate periods of time, taking into account related sessions of the Governing Bodies to ensure proper sequencing of complementary meetings, and which will not be held in parallel with major meetings of the Rome-based UN Organizations to allow the fullest participation of Members;
  - e) appoint a Bureau consisting of the Chairperson and the two Vice-Chairpersons of the CoC-IEE and one representative of Member Nations per region, which will address exclusively administrative and organizational matters, and be open to non-speaking observers from the Membership;
  - f) be proactively supported by Management, which will provide secretariat services and the required documents for its meetings.
4. **Decides** that the Independent Chairperson of the FAO Council will be the Chairperson of the CoC-IEE.
5. **Decides** to appoint as Vice-Chairpersons of the CoC-IEE:
  - Ambassador Agnes van Ardenne-van der Hoeven (Netherlands); and
  - Ambassador Wilfred Joseph Ngirwa (United Republic of Tanzania).

(Adopted on 19 November 2009)

### INCENTIVES AND OTHER MEASURES TO ENCOURAGE TIMELY PAYMENT OF CONTRIBUTIONS <sup>31</sup>

134. The Conference recalled that at, its Thirty-fourth Session in November 2007, it had requested Council to present at the next regular session of Conference a comprehensive package of incentive and other measures aimed at ensuring payment in full and on time by all Member Nations of their Assessed Contributions.

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<sup>31</sup> C 2009/INF/20; C 2009/INF/20-Add.1; C 2009/PV/7; C 2009/PV/9.

135. The Conference noted the contents of the Report of the Hundred and Thirty-seventh Session of the Council which, in considering the Report of the Hundred and Twenty-eighth Session of the Finance Committee, had taken note of the recommendation that all measures currently in place to encourage timely payment of contributions should be continued. The Conference supported the request of the Council that the Finance Committee continue to explore other means to encourage timely and full payment of contributions.

## LEGAL, ADMINISTRATIVE AND FINANCIAL MATTERS

### A. Constitutional and Legal Matters

#### AMENDMENTS TO THE BASIC TEXTS <sup>32</sup>

136. The Conference noted that Resolution 1/2008 “*Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)*” adopted at its Thirty-fifth (Special) Session had called for the preparation of a comprehensive set of amendments to the Basic Texts for the implementation of the IPA. The Conference noted further that the Committee on Constitutional and Legal Matters (CCLM), at its Eighty-fourth (2 to 4 February 2009), Eighty-fifth (23 and 24 February 2009), Eighty-sixth (7 and 8 May 2009), Eighty-seventh (25 and 26 May 2009) and Eighty-eighth (23 to 25 September 2009) Sessions had formulated and reviewed draft amendments to the Basic Texts. This work had been carried out under the general policy guidance of the CoC-IEE and had been endorsed by the Council at its Hundred and Thirty-sixth (15 to 19 June 2009) and Hundred and Thirty-seventh (28 September to 2 October 2009) Sessions.

137. The Conference acknowledged with appreciation the very significant work accomplished on the revision of the Basic Texts required for the implementation of the IPA and commended all parties involved in the process. The Conference noted that the governance reform, as prescribed by the IPA, involved the adoption of a set of Resolutions amending the Constitution, the General Rules of the Organization and the Financial Regulations, as well as a number of Resolutions clarifying the functions of the Governing Bodies and other governance processes, such as the Reform of Programming, Budgeting and Results-Based Monitoring System.

138. The Conference underlined that while the amendments to the Basic Texts were an essential pre-requisite for the governance reform of FAO, the reform was an ongoing process which would continue to be implemented in the course of the forthcoming years, with particular reference to the biennium 2010-2011, and would concern the functioning of all Governing Bodies and Statutory Bodies of the Organization.

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<sup>32</sup> C 2009/LIM/8, C 2009 PV/8; C 2009/PV/9.

139. The Conference adopted the following Resolution, through a nominal vote:

**RESOLUTION 5/2009**  
**Implementation of the Immediate Plan of Action for FAO Renewal (2009-11)**  
**Amendments to the Constitution**

**THE CONFERENCE,**

**Recalling** Resolution 1/2008 “*Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)*”, adopted by the Conference at its Thirty-fifth (Special) Session, which called for amendments to the Basic Texts of FAO, including amendments to the Constitution;

**Recalling also** that the Committee on Constitutional and Legal Matters (CCLM), at its Eighty-fourth and Eighty-fifth sessions, acting under the guidance of the Conference Committee for the Follow-up to the Independent External Evaluation of FAO (CoC-IEE), has proposed amendments to the Constitution for approval by the Conference at its session in 2009;

**Noting that** the Council, at its Hundred and Thirty-sixth Session, endorsed the substance of the amendments proposed by the CCLM;

**Noting further** that the Director-General gave notice of the proposed amendments to FAO Members in accordance with Article XX, paragraph 4 of the Constitution;

**Having considered** the text of the amendments to the Constitution proposed by the Council in its Hundred and Thirty-sixth Session;

1. **Decides** to adopt the following amendments to the Constitution<sup>33</sup>:

**Regional Conferences**

New paragraph 6 of **Article IV** of the Constitution:

**“Functions of the Conference**

(...)

6. *There shall be such Regional Conferences as the Conference may establish. The status, functions and reporting procedures of the Regional Conferences shall be governed by rules adopted by the Conference.*”

**Technical Committees**

Revised paragraph 6 and new paragraph 7 of **Article V** of the Constitution:

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<sup>33</sup> Deletions are indicated using ~~struck-out text~~ and insertions are indicated using underlined italics.

## “Council of the Organization

(...)

6. In the performance of its functions, the Council shall be assisted;

*(a)* by a Programme Committee, a Finance Committee, *and* a Committee on Constitutional and Legal Matters, *which shall report to the Council; and*

*(b)* *by* a Committee on Commodity Problems, a Committee on Fisheries, a Committee on Forestry, a Committee on Agriculture and a Committee on World Food Security *which shall report to the Council on programme and budget matters and to the Conference on policy and regulatory matters.*

7. ~~These Committees shall report to the Council and their~~ *The* composition and terms of reference *of the Committees referred to in paragraph 6* shall be governed by rules adopted by the Conference.”

## Director-General

Revised paragraphs 1 and 3 of **Article VII** of the Constitution:

### “The Director-General

1. There shall be a Director-General of the Organization who shall be appointed by the Conference for a term of *four* ~~six~~ years. *The Director-General* ~~He~~ shall be eligible for reappointment only once for a further term of four years.

2. The appointment of the Director-General under this Article shall be made by such procedures and on such terms as the Conference may determine.

3. Should the office of Director-General become vacant prior to the expiry of his term of office, the Conference shall, either at the next regular session or at a special session convened in accordance with Article III, paragraph 6 of this Constitution, appoint a Director-General in accordance with the provisions of paragraphs 1 and 2 of this Article. ~~However~~ The duration of the term of office of the Director-General appointed at a special session shall expire *at after* ~~the end of the year of the third~~ *second* regular session of the Conference following the date of ~~his~~ *appointment, in accordance with the sequence for the term of office of the Director-General established by the Conference.*

4. Subject to the general supervision of the Conference and the Council, the Director-General shall have full power and authority to direct the work of the Organization.

5. The Director-General or a representative designated by him shall participate, without the right to vote, in all meetings of the Conference and of the Council and shall formulate for consideration by the Conference and the Council proposals for appropriate action in regard to matters coming before them.”

2. **Instructs** the Secretariat to make editorial adjustments to Article V, paragraphs 2 and 4, and Article XIV, paragraph 7 of the Constitution to use the word “Chairperson” instead of “Chairman”.

(Adopted on 22 November 2009)

140. The Conference adopted the following Resolution, through a nominal vote:

**RESOLUTION 6/2009**  
**Implementation of the Immediate Plan of Action for FAO Renewal (2009-11)**  
**Amendments to the General Rules of the Organization**  
**and to the Financial Regulations**

**THE CONFERENCE,**

**Recalling** Resolution 1/2008 “*Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)*” adopted by the Conference, at its Thirty-fifth (Special) Session, which called for amendments to the Basic Texts of FAO, including amendments to the General Rules of the Organization;

**Recalling also** that the Committee on Constitutional and Legal Matters (CCLM), at its Eighty-fourth, Eighty-fifth, Eighty-sixth and Eighty-seventh Sessions, acting under the guidance of the Conference Committee for the Follow-up to the Independent External Evaluation of FAO (CoC-IEE), has proposed amendments to the General Rules of the Organization and to the Financial Regulations for approval by the Conference at its session in 2009;

**Noting** that the Council, at its Hundred and Thirty-sixth Session, endorsed the substance of the amendments proposed by the CCLM;

**Having considered** the text of the amendments to the General Rules of the Organization and to the Financial Regulations proposed by the Council in its Hundred and Thirty-sixth Session;

1. **Decides** to adopt the following amendments to the General Rules of the Organization<sup>34</sup>:

**Conference to meet in June**

Revised paragraph 1 of **Rule I** of the GRO:

<sup>34</sup> Deletions are indicated using ~~struck out text~~ and insertions are indicated using underlined italics.

## “Sessions of the Conference

1. The regular session of the Conference shall be held at the seat of the Organization in the months of June ~~October or November~~, unless it is convened elsewhere or at a different time in pursuance of a decision of the Conference at a previous session, or, in exceptional circumstances, of a decision by the Council (...)

## **Reporting lines of the Technical Committees and Review by the Conference of the Strategic Framework and the Medium Term Plan**

Revised paragraph 2 of **Rule II** of the GRO concerning the agenda of the Conference:

### “Agenda

#### *Regular sessions*

1. (...)
2. The provisional agenda for a regular session shall include:

(...)

(c ) (...)

(iii) review of the Medium Term Plan and, as appropriate, of the Strategic Framework;

(other sub-paragraphs renumbered)

(xii) review, in accordance with Article V, paragraph 6 of the Constitution, the reports on policy and regulatory matters of the Committee on Commodity Problems, the Committee on Fisheries, the Committee on Forestry, the Committee on Agriculture and the Committee on World Food Security;

(xiii) review, in accordance with Article IV, paragraph 6 of the Constitution and Rule XXXV of these Rules the reports on policy and regulatory matters of the Regional Conferences.”

**Changes to terms of office of Council members due to the change of date of the Conference Session**

Revised paragraphs 1 and 2 of **Rule XXII** of the GRO:

**“Election of the Council**

1. (a) Except as provided in paragraph 9 of this Rule, the Council shall be elected for a term of three years.  
  
(b) The Conference shall make such provisions as will ensure that the terms of office of sixteen Members of the Council shall expire in each of two successive calendar years and seventeen in the third calendar year.  
  
(c) The terms of office of all members of any one group shall expire simultaneously either on the termination of the regular session of the Conference in a year in which such a session is held, or on ~~31 December~~30 June in other years.
2. The Conference shall, at each regular session, and after considering any recommendations of the General Committee, fill all vacancies due to the expiration of the terms of office of Council Members at the end of that session or at the end of June of the following year, in conformity with the provisions of the preceding paragraph.

(...)”

**Changes to Functions of the Council and reporting lines of the Technical Committees**

Revised paragraphs 1 and 2 of **Rule XXIV** of the GRO:

**“Functions of the Council**

The Council, subject to the provisions of paragraph 3 of Article V of the Constitution, shall, between sessions of the Conference, act on behalf of the Conference as its executive organ and make decisions on matters that need not be submitted to the Conference. In particular, the Council shall exercise the functions described below:

1. *World food and agriculture situation and related matters*

The Council shall:

~~(a) keep under review the state of food and agriculture in the world, and consider the programmes of Member Nations and Associate Members;~~

~~(b) tender advice on such matters to governments of Member Nations and Associate Members, intergovernmental commodity councils or other commodity authorities and through the Director General to other specialized international agencies;~~

~~(a e) draw up a provisional agenda for the review by the Conference of the state of food and agriculture, drawing attention to specific policy issues which would require Conference consideration or could be the subject of a formal recommendation by the Conference under paragraph 3 of Article IV of the Constitution, and aid the Director-General to prepare the report and agenda for the review by the Conference of the programmes of Member Nations and Associate Members;~~

~~(d) — (i) — examine current developments in proposed and existing intergovernmental agricultural commodity arrangements, particularly those developments affecting adequacy of food supply, utilization of food reserves and famine relief, changes in production or pricing policies and special food programmes for undernourished groups;~~

~~(ii) — promote consistency and integration of agricultural commodity policies, national and international, with regard to (a) overall objectives of the Organization; (b) the interrelationships of production, distribution and consumption; and (c) interrelationships of agricultural commodities;~~

~~(iii) — initiate and authorize groups to study and investigate agricultural commodity situations which are becoming critical, and propose appropriate action, if necessary, under paragraph 2 (f) of Article I of the Constitution;~~

~~(iv) — advise on emergency measures such as those relating to the export and import of food and materials or equipment needed for agricultural production, in order to facilitate implementation of national programmes and, if necessary, request the Director General to submit such advice for action to the Member Nations and Associate Members concerned;~~

~~(v) — perform the foregoing functions under (i), (ii) and (iii) in conformity with the Economic and Social Council's Resolution of 28 March 1947<sup>2</sup> relating to international commodity arrangements, and generally act in close cooperation with the appropriate specialized agencies and intergovernmental bodies.~~

(b) examine and advise on any issues pertaining to or arising out of the world food and agriculture situation and related matters, specially any such issues of an urgent nature, which would call for action by the Conference, the Regional Conferences, the Committees referred to in Article V, paragraph 6 of the Constitution or the Director-General;

(c) examine and advise on any other issues pertaining to or arising out of the world food and agriculture situation and related matters which may have been referred to the Council in accordance with decisions of the Conference or any applicable arrangements.



2. *Current and prospective activities of the Organization, including its Strategic Framework, Medium Term Plan and Programme of Work and Budget*

The Council shall:

(a) consider; and make recommendations to the Conference on, ~~policy issues regarding: (i) the summary and draft Programme of Work and Budget and supplementary estimates submitted by the Director General for the following financial period; (ii) the activities of the Organization in connection with the United Nations Development Programme; the Strategic Framework, the Medium Term Plan and the Programme of Work and Budget;~~

*(b) make a recommendation to the Conference regarding the level of the budget;*

~~(b)~~ (c) take any necessary action, within the approved Programme of Work and Budget, with respect to the technical activities of the Organization and report to the Conference on such policy aspects as may require decisions by the Conference;

*(d) decide on such adjustments to the Programme of Work and Budget as may be required in the light of the decisions of the Conference on the budget level;*

*(e) review, in accordance with Article V, paragraph 6 of the Constitution, the reports on programme and budget matters of the Committee on Commodity Problems, the Committee on Fisheries, the Committee on Forestry, the Committee on Agriculture and the Committee on World Food Security;*

*(f) review, in accordance with Article IV, paragraph 6 of the Constitution and Rule XXXV of these Rules the reports on programme and budget matters of the Regional Conferences.*

(...)”

**Revised cycle of Programme and Budget preparation and of Council sessions**

Revised **Rule XXV** of the GRO:

### “Sessions of the Council

1. The Council shall hold a session as often as it considers necessary or on the call of its Chair~~man~~person or the Director-General, or on request submitted in writing to the Director-General by ~~five~~ fifteen or more Member Nations.

2. The Council shall in any event hold ~~three~~ five sessions ~~between the regular sessions of the Conference, in a biennium~~ as follows:

- (a) one session immediately after the regular session of the Conference;
- (b) ~~one~~ two sessions in the first year of the biennium ~~approximately midway between the regular sessions of the Conference; and~~
- (c) one session not less than ~~420~~ 60 days before the regular session of the Conference; and
- (d) one session towards the end of the second year of the biennium.

3. At its session held immediately after a regular session of the Conference the Council shall:

- (a) elect the Chair~~men~~persons and Members of the Programme Committee, the Finance Committee and the Committee on Constitutional and Legal Matters;
- (b) take any action of an urgent nature arising out of decisions of the Conference.

~~4. — At its session held in the first year of the biennium, approximately midway between the regular sessions of the Conference, the Council shall in particular conduct on behalf of the Conference a world review of the state of food and agriculture and exercise the function provided in paragraph 1 (b) of Rule XXIV of these Rules.~~

~~§ 4.~~ At its session held in the second year of the biennium, not less than ~~420~~ 60 days prior to the regular session of the Conference, the Council shall in particular exercise the functions provided in paragraphs 1 (c), 2 (a) and (b) and, insofar as possible, those provided in paragraph 5 (b) of Rule XXIV of these Rules.

(other paragraphs of this Rule to be re-numbered).”

## Programme Committee

Revised **Rule XXVI** of the GRO:

### “Programme Committee

1. The Programme Committee provided for in paragraph 6 of Article V of the Constitution shall be composed of representatives of ~~eleven~~ twelve Member Nations of the Organization. Such Member Nations shall be elected by the Council in accordance with the procedure set forth in paragraph 3 of this Rule. Members of the Committee shall appoint as their representatives individuals who have shown a continued interest in the objectives and activities of the Organization, have participated in Conference or Council sessions and have special competence and experience in economic, social and technical matters pertaining to the various fields of the Organization's activities. Members of the Committee shall be elected for a period of two years at the session of the Council ~~immediately~~ following the regular session of the Conference. Their term of office shall expire upon election by the Council of new Members. They shall be eligible for reappointment.

2. A Member Nation of the Organization seeking election as a Member of the Committee shall, as soon as possible but not later than ~~ten~~ twenty days before the opening date of the Council session at which the election is to be held, communicate to the Secretary-General of the Conference and Council the name of the representative that it would appoint if elected and details of his qualifications and experience. The Secretary-General of the Conference and Council shall circulate this information in writing to Members of the Council before the Council session at which the election is to be held. The same procedure shall apply to the nomination of the Chairperson.

3. The following procedures shall apply to the election of the Chairperson and the Members of the Committee:

(~~a~~) The Council shall first elect a ~~Chairman~~ Chairperson from among the ~~designated~~ nominated representatives of ~~the prospective Members of the Committee~~ Member Nations of the Organization. The Chairperson shall be elected on the basis of individual qualifications and shall not represent a region or a country.

(~~b~~) Member Nations shall present their candidature for election as Members of the Committee in respect of a specific region as determined by the Conference for the purpose of Council elections.

(c) ~~After the election referred to in subparagraph (b) above, the Council shall proceed to the election of~~ elect ~~the other Members of the Committee, in two stages, making the necessary adjustment to take into account the Member Nation of which the Chairman is a national and the region to which that Member Nation belongs~~ as follows:

- (i) ~~the first stage shall be to elect eight Members from the following regions~~ *two members from each of the following regions*: Africa, Asia and the Pacific, ~~Near East~~; Europe, Latin America and the Caribbean, ~~and Near East~~.
- (ii) ~~the second stage shall be to elect three Members from the following regions~~ *one member from each of the following regions*: ~~Europe~~, North America, and Southwest Pacific.
- (d) Except as provided in subparagraph ~~(b)~~ *3(a)* above, the ~~election of Members of the Committee~~ *elections* shall be conducted in accordance with the provisions of paragraphs 9 (b) and 13 of Rule XII of these Rules, one election being held to fill simultaneously all the vacancies occurring in each ~~group of regions~~ *region* specified in subparagraph (c) above.
- (e) The other provisions on voting arrangements in Rule XII of these Rules shall apply *mutatis mutandis* to the election of Members of the Committee.
4. (a) If the representative of a Member of the Committee is expected to be unable to attend a session of the Committee, or if, due to incapacity, death or any other reason he is prevented from exercising his functions for the remainder of the term for which the Member he represents has been elected, that Member shall inform the Director-General and the ~~Chairman~~ *Chairperson* as soon as possible, and may designate a substitute representative who shall have the qualifications and experience referred to in paragraph 1 of this Rule. The Council shall be informed of the qualifications and experience of the substitute representative.
- (b) ~~The provisions of subparagraph (a) shall also apply to the Chairman of the Committee except that, in the absence of the Chairman elected by the Council, If the Chairperson of the Committee elected by the Council is unable to attend a session of the Committee, the his functions shall be exercised by the Vice- Chairman~~ *The provisions of subparagraph (a) shall also apply to the Chairman of the Committee except that, in the absence of the Chairman elected by the Council, If the Chairperson of the Committee elected by the Council is unable to attend a session of the Committee, the his functions shall be exercised by the Vice- Chairperson elected in accordance with the Rules of Procedure of the Committee. If due to incapacity, death or any other reason the Chairperson of the Committee elected by the Council is prevented from exercising his functions for the remainder of the term, the functions shall be exercised by the Vice-Chairperson elected in accordance with the Rules of Procedure of the Committee until the election by the Council, at its first session following the occurrence of the vacancy, of a new Chairperson. The new Chairperson shall be elected for the remainder of the vacated term of office.*
5. The ~~Chairman~~ *Chairperson* of the Programme Committee ~~may~~ *should* attend sessions of the Conference or Council when the report of the Programme Committee is considered.
6. The ~~Chairman~~ *Chairperson* of the Council may attend all meetings of the Programme Committee.
7. The Programme Committee shall have the following functions:

(a) to review:

(i) the current activities of the Organization;

(ii) the Strategic Framework, as well as the long-term programme objectives of the Organization, and the Medium Term Plan and any adjustments thereto;

(iii) the ~~summary and draft~~ Programme of Work and Budget of the Organization for the ensuing biennium, particularly with respect to:

- content and balance of the programme, having regard to the extent to which it is proposed that existing activities be expanded, reduced in scope or discontinued;

- the extent of coordination of work between the different technical divisions of the Organization and between the Organization and other international organizations;

- the priorities to be given to existing activities, extension of such activities and to new activities;

~~(iii) the programme aspects of the United Nations Development Programme with which the Organization is concerned;~~

(iv) any required adjustments to the current Programme of Work and Budget, or to the Programme of Work and Budget for the next biennium as may be required in the light of the decision of the Conference on the budget level;

(b) to consider the matters listed in Rule XXVIII of these Rules;

~~(e) to advise the Council on the long-term programme objectives of the Organization;~~

~~(d)~~ to adopt and amend its own rules of procedure, which shall be consistent with the Constitution and the General Rules of the Organization;

~~(e)~~ to consider any matters submitted to it by the Council of the Director-General;

~~(f)~~ to report to the Council or tender advice to the Director-General, as appropriate, on matters considered by the Committee.

8. The Programme Committee shall hold sessions as often as necessary, either:

(a) on the call of its Chairperson ~~man~~ *person acting on his own initiative or in pursuance of a decision of the Committee or of a request submitted in writing to the Chairperson by seven Members of the Committee;* or

(b) *on the call of the Director-General acting on his own initiative or in pursuance of a request submitted in writing to him by fifteen or more Member Nations.*

~~It~~ *The Programme Committee* shall in any event hold ~~one~~ *two* sessions annually.

9. *The sessions of the Programme Committee shall be open to silent observers, unless otherwise decided by the Committee. The reasons for such a decision shall be stated in the report of the session. Silent observers shall not take part in any debates.*

9/10. Representatives of Members of the Committee shall be reimbursed for the cost of their travel expenses, properly incurred in travelling, by the most direct route, from their duty station to the site of the Committee session and return to their duty station. They shall also be paid a subsistence allowance while attending sessions of the Committee, in accordance with the travel regulations of the Organization.”

### **Finance Committee**

Revised **Rule XXVII** of the GRO:

#### **“Finance Committee**

1. The Finance Committee provided for in paragraph 6 of Article V of the Constitution shall be composed of representatives of ~~eleven~~ *twelve* Member Nations of the Organization. Such Member Nations shall be elected by the Council in accordance with the procedure set forth in paragraph 3 of this Rule. Members of the Committee shall appoint as their representatives individuals who have shown a continued interest in the objectives and activities of the Organization, have participated in Conference or Council sessions and have special competence and experience in economic, social and technical matters pertaining to the various fields of the Organization's activities. Members of the Committee shall be elected for a period of two years at the session of the Council ~~immediately~~ following the regular session of the Conference. *Their term of office shall expire upon election by the Council of new Members.* They shall be eligible for reappointment.

2. A Member Nation of the Organization seeking election as a Member of the Committee shall, as soon as possible but not later than ~~ten~~ *twenty* days before the opening date of the Council session at which the election is to be held, communicate to the Secretary-General of the Conference and Council the name of the representative that it would appoint if elected and details of his qualifications and experience. The Secretary-General of the Conference and Council shall circulate this information in writing to Members of the Council before the Council session at which the election is to be held. *The same procedure shall apply to the nomination of the Chairperson.*

3. The following procedures shall apply to the election of the Chairperson and the Members of the Committee:
  - (~~a~~)<sup>b</sup> The Council shall first elect a ~~Chairman~~<sup>person</sup> from among the ~~designated~~<sup>nominated</sup> representatives of ~~the prospective Members of the Committee~~<sup>Member Nations of the Organization</sup>. The Chairperson shall be elected on the basis of individual qualifications and shall not represent a region or a country.
  - (~~b~~)<sup>a</sup> Member Nations shall present their candidature for election as Members of the Committee in respect of a specific region as determined by the Conference for the purpose of Council elections.
  - (c) ~~After the election referred to in subparagraph (b) above, the Council shall proceed to the election of~~<sup>elect</sup> ~~the other Members of the Committee, in two stages, making the necessary adjustment to take into account the Member Nation of which the Chairman is a national and the region to which that Member Nation belongs~~<sup>as follows</sup>:
    - (i) ~~the first stage shall be to elect seven Members from the following regions~~<sup>two members from each of the following regions</sup>: Africa, Asia and the Pacific, ~~Near East~~<sup>Europe</sup>, Latin America and the Caribbean, ~~and Near East~~.
    - (ii) ~~the second stage shall be to elect four Members from the following regions~~<sup>one member from each of the following regions</sup>: ~~Europe~~<sup>Europe</sup>, North America, and Southwest Pacific.
  - (d) Except as provided in subparagraph (~~b~~)<sup>3(a)</sup> above, the ~~election of Members of the Committee~~<sup>elections</sup> shall be conducted in accordance with the provisions of paragraphs 9 (b) and 13 of Rule XII of these Rules, one election being held to fill simultaneously all the vacancies occurring in each ~~group of regions~~<sup>region</sup> specified in subparagraph (c) above.
  - (e) The other provisions on voting arrangements in Rule XII of these Rules shall apply *mutatis mutandis* to the election of Members of the Committee.
4. (a) If the representative of a Member of the Committee is expected to be unable to attend a session of the Committee, or if, due to incapacity, death or any other reason he is prevented from exercising his functions for the remainder of the term for which the Member he represents has been elected, that Member shall inform the Director-General and the ~~Chairman~~<sup>person</sup> as soon as possible, and may designate a substitute representative who shall have the qualifications and experience referred to in paragraph 1 of this Rule. The Council shall be informed of the qualifications and experience of the substitute representative.
- (b) ~~The provisions of subparagraph (a) shall also apply to the Chairman of the Committee except that, in the absence of the Chairman elected by the Council, If the Chairperson of the Committee elected by the Council is unable to attend a session of the Committee, the~~<sup>his</sup> functions shall be exercised by the Vice-Chairman<sup>person</sup> elected in

accordance with the Rules of Procedure of the Committee. If due to incapacity, death or any other reason the Chairperson of the Committee elected by the Council is prevented from exercising his functions for the remainder of the term, the functions shall be exercised by the Vice-Chairperson elected in accordance with the Rules of Procedure of the Committee until the election by the Council, at its first session following the occurrence of the vacancy, of a new Chairperson. The new Chairperson shall be elected for the remainder of the vacated term of office.

5. The Chair~~man~~person of the Finance Committee ~~may~~should attend sessions of the Conference or Council when the report of the Finance Committee is considered.

6. The Chair~~man~~person of the Council may attend all meetings of the Finance Committee.

7. The Finance Committee shall (...) have (...) the following functions:

(a) to review the Strategic Framework, the Medium Term Plan and the Programme of Work and Budget for the ensuing biennium, as well as the financial implications of ~~the other Director-General's budgetary~~ proposals including proposals for supplementary estimates, and to make recommendations thereon to the Council regarding important matters;

(...)

8. The Finance Committee shall hold sessions as often as necessary, either:

(a) on the call of its Chair~~man~~person acting on his own initiative or in pursuance of a decision of the Committee or of a request submitted in writing to the Chair~~man~~person by ~~three~~ seven Members of the Committee; or

(b) on the call of the Director-General acting on his own initiative or in pursuance of a request submitted in writing to him by ~~five~~ fifteen or more Member Nations.

The Finance Committee shall in any event hold ~~one~~ two sessions annually. ~~Additional sessions may be held to provide consultation on financial matters with the appropriate commissions of the Conference.~~

9. The sessions of the Finance Committee shall be open to silent observers, unless otherwise decided by the Committee. The reasons for such a decision shall be stated in the report of the session. Silent observers shall not take part in any debates.

~~9~~10. Representatives of Members of the Committee shall be reimbursed for the cost of their travel expenses, properly incurred in travelling, by the most direct route, from their duty station to the site of the Committee session and return to their duty station. They



shall also be paid a subsistence allowance while attending sessions of the Committee, in accordance with the travel regulations of the Organization.”

**Programme and Finance Committees functions regarding the Strategic Framework, the Medium Term Plan and the Programme of Work and Budget**

Revised **Rule XXVIII** of the GRO:

**“Concurrent sessions and joint meetings of the Programme and Finance Committees**

1. ~~In the second year of the biennium~~ The Programme and the Finance Committee shall hold concurrent sessions *as required*. At these sessions the two Committees shall, *inter alia*, review separately *the Strategic Framework*, the ~~summary and draft~~ *Medium Term Plan*, and the Programme of Work and Budget submitted by the Director-General for the following biennium. The Programme Committee shall consider the programme and relevant financial aspects of the ~~summary and draft~~ Programme of Work, while the Finance Committee shall consider *substantive aspects of management and administrative services and the overall* financial aspects of the ~~summary and draft~~ Programme of Work and Budget without concerning itself with the merits of the Programme.

2. ~~Towards the end of~~ *During* the concurrent sessions mentioned above, the two Committees shall hold joint meetings to consider, *as appropriate*:

- (a) the financial implications of the technical, *management and administrative* aspects of the ~~summary and draft~~ Programme of Work;
- (b) the implications of the ~~summary and draft~~ Programme of Work insofar as the level of the budget is concerned;
- (c) the financial implications with respect to future years of the activities provided for in the *Medium Term Plan and the* ~~summary and draft~~ Programme of Work and Budget;
- (d) the format to be adopted for the presentation of *the Strategic Framework*, the *Medium Term Plan and the* ~~summary and draft~~ Programme of Work and Budget in order to facilitate the review thereof;
- (e) any other matters of joint interest to the two Committees which fall within their terms of reference.

3. The Programme and Finance Committees shall submit to the Council a consolidated report on such aspects of *the Strategic Framework*, the *Medium Term Plan and the* ~~summary and draft~~ Programme of Work and Budget as are of joint interest, setting out the main features thereof and emphasizing policy issues for consideration by the Council or the Conference.

4. In the second year of the biennium, the Programme and Finance Committees shall consider and propose adjustments to the Programme of Work and Budget for the next biennium, as required in the light of the decisions of the Conference on the budget level.”

### **Committee on Commodity Problems**

Revised paragraph 7 of **Rule XXIX** of the GRO:

#### **“Committee on Commodity Problems**

(...)

7. The Committee shall take full account of the responsibilities and activities of the Committee on World Food Security and of the ~~Committee on Food Aid Policies and Programmes~~ Executive Board of the World Food Programme in order to avoid overlapping and unnecessary duplication of work. In discharging its functions, the Committee shall, as appropriate, seek to strengthen inter-action with the United Nations Conference on Trade and Development, the World Trade Organization and the Common Fund for Commodities.

(...)”

### **Committee on Agriculture**

Revised paragraph 6 (b) of **Rule XXXII** of the GRO:

#### **“Committee on Agriculture**

(...)

6. The Committee shall:

(...)

(b) advise the Council on the overall medium- and longer-term programme of work of the Organization relating to agriculture *and livestock*, food and nutrition, with emphasis on the integration of all social, technical, economic, institutional and structural aspects related to agricultural and rural development in general;

(...)”

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

Revised paragraph 6 (a) of **Rule XXXIII** of the GRO:

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

6. The Committee shall serve as a forum in the United Nations system for review and follow-up of policies concerning world food security, including food production, sustainable use of the natural resource base for food security, nutrition, physical and economic access to food and other food security-related aspects of poverty eradication, the implications of food trade for world food security and other related matters and shall in particular:

(a) examine major problems and issues affecting the world food situation, *including through the report on the State of Food Insecurity in the World*, and the steps being proposed or taken to resolve them by Governments and relevant international organizations, bearing in mind the need for the adoption of an integrated approach towards their solution;

(...)”

### **Committee on Constitutional and Legal Matters**

Revised **Rule XXXIV** of the GRO:

### **“Committee on Constitutional and Legal Matters**

1. The Committee on Constitutional and Legal Matters provided for in paragraph 6 of Article V of the Constitution shall be composed of ~~not more than~~ *representatives of* seven Member Nations *of the Organization. Such Member Nations shall be* elected by the Council *in accordance with the procedure set forth in paragraph 3 of this Rule. Members of the Committee shall appoint as their representatives individuals who have shown a continued interest in the objectives and activities of the Organization, have*

participated in Conference or Council Sessions and, as far as possible, have competence and expertise in legal matters. Members of the Committee shall be elected for a period of two years at the Session of the Council immediately following the regular session of the Conference. Their term of office shall expire upon election by the Council of new Members. They shall be eligible for reappointment.

2. Nomination of any candidate for election to the Committee shall be submitted in writing by one or more Member Nations to the Secretary-General of the Conference and Council by a deadline to be determined by the Chairman of the Council in time to be circulated on the morning of the day set for the election. A Member Nation may nominate itself. Member Nations nominated shall signify their willingness to serve on the Committee if elected. The provisions on voting arrangements of Rule XII of these Rules shall apply mutatis mutandis to the election of Members of the Committee. A Member Nation of the Organization seeking election as a Member of the Committee shall, as soon as possible but not later than twenty days before the opening date of the Council session at which the election is to be held, communicate to the Secretary-General of the Conference and Council the name of the representative that it would appoint if elected and details of his qualifications and experience. The Secretary-General of the Conference and Council shall circulate this information in writing to Members of the Council before the Council session at which the election is to be held. The same procedure shall apply to the nomination of the Chairperson.

3. The following procedures shall apply to the election of the Chairperson and the Members of the Committee:

(a) The Council shall first elect a Chairperson from among the nominated representatives of the Member Nations of the Organization. The Chairperson shall be elected on the basis of individual qualifications and shall not represent a region or a country.

(b) Member Nations shall present their candidature for election as Members of the Committee in respect of a specific region as determined by the Conference for the purpose of Council elections.

(c) The Council shall elect one Member of the Committee from each of the following regions: Africa; Asia and the Pacific; Europe; Latin America and the Caribbean; Near East; North America; and Southwest Pacific.

(d) The elections shall be conducted in accordance with the provisions of paragraphs 9 (b) and 11 of Rule XII of these Rules, one election being held to fill the vacancy occurring in each region specified in subparagraph (c) above.

(e) The other provisions on voting arrangements in Rule XII of these Rules shall apply mutatis mutandis to the election of Members of the Committee.

4. (a) If the representative of a Member of the Committee is expected to be unable to attend a session of the Committee or if, due to incapacity, death or any other reason, he is prevented from exercising his functions for the remainder of

the term for which the Member he represents has been elected, that Member shall inform the Director-General and the Chairperson as soon as possible, and may designate a substitute representative who shall have the qualifications and experience referred to in paragraph 1 of this Rule. The Council shall be informed of the qualifications and experience of the substitute representative.

(b) If the Chairperson of the Committee elected by the Council is unable to attend a session of the Committee, the functions shall be exercised by the Vice-Chairperson elected by the Committee. If due to incapacity, death or any other reason the Chairperson of the Committee elected by the Council is prevented from exercising functions for the remainder of the term, the functions shall be exercised by the Vice-Chairperson until the election by the Council, at its first session following the occurrence of the vacancy, of a new Chairperson. The new Chairperson shall be elected for the remainder of the vacated term of office.

5. The Chairperson of the Committee on Constitutional and Legal Matters should attend sessions of the Conference or Council when the report of the Committee is considered.

6. The Chairperson of the Council may attend all meetings of the Committee on Constitutional and Legal Matters.

3 7. The Committee shall hold sessions to consider specific items referred to it by the Council or the Director-General which may arise out of:

(a) the application or interpretation of the Constitution, these Rules and the Financial Regulations or amendments thereto;

(b) the formulation, adoption, entry into force and interpretation of multilateral conventions and agreements concluded under Article XIV of the Constitution;

(c) the formulation, adoption, entry into force and interpretation of agreements to which the Organization is a party under Articles XIII and XV of the Constitution;

(d) any other problems relating to conventions and agreements concluded under the aegis of the Organization or to which the Organization is a party;

(e) the establishment of commissions and committees under Article VI of the Constitution, including their membership, terms of reference, reporting procedures and rules of procedure;

(f) matters relating to membership in the Organization and its relations with nations;

(g) the desirability of requesting advisory opinions from the International Court of Justice in accordance with paragraph 2 of Article XVII of the Constitution, or with the Statute of the Administrative Tribunal of the International Labour Organisation;

(h) the policy regarding privileges and immunities to be sought from host governments for the Organization's headquarters, regional offices, country representations, conferences and meetings;

(i) problems encountered ensuring the immunity of the Organization, its staff and its assets;

(j) problems relating to elections and procedure for nominations;

(k) standards for credentials and full powers;

(l) reports on the status of conventions and agreements provided for in Rule XXI, paragraph 5 of these Rules;

(m) policy aspects of relations with international governmental or non-governmental organizations, national institutions or private persons.

4 8. The Committee may also consider the legal and constitutional aspects of any other matters submitted to it by the Council or the Director-General.

5 9. In considering items referred to it under paragraphs ~~3~~ 6 and ~~4~~ 7, the Committee may make recommendations and give advisory opinions, as appropriate.

6 10. The Committee shall elect a ~~Chairman and a Vice-Chairman~~ person from among its Members.

7 11. The ~~meetings-sessions~~ of the Committee shall be open to silent observers held in private, unless otherwise determined ~~decided~~ by the Committee. Silent observers shall not take part in any debates.

8 12. The Committee may adopt and amend its own Rules of Procedure, which shall be consistent with the Constitution and these Rules.

13. The Chairperson and the representatives of Members of the Committee shall be reimbursed for the cost of their travel expenses, properly incurred in travelling, by the most direct route, from their duty station to the site of the Committee session and return to their duty station. They shall also be paid a subsistence allowance while attending sessions of the Committee, in accordance with the travel regulations of the Organization."

### **Regional Conferences**

New **Rule XXXV** of the GRO (other Rules will be re-numbered accordingly):

#### **“Regional Conferences**

1. There shall be Regional Conferences for Africa, Asia and the Pacific, Europe, Latin America and the Caribbean and the Near East, which shall normally meet once every biennium in non-Conference years.
2. The functions of the Regional Conferences shall be:
  - (a) To provide a forum for consultation on all matters pertaining to the mandate of the Organization within the region, including any special issues of interest to the Members in the concerned region;
  - (b) To provide a forum for the formulation of regional positions on global policy and regulatory issues within the mandate of the Organization or having implications in respect of the mandate and activities of the Organization, including with a view to promoting regional coherence on global policy and regulatory matters;
  - (c) To advise on and identify the special problems of their respective regions and priority areas of work which should be taken into account in the preparation of the planning, programme and budgetary documents of the Organization and suggest adjustments to these documents;
  - (d) To review and advise on the plans, programmes or projects carried out by the Organization which impact upon the region;
  - (e) To review and advise on the performance of the Organization in the region in contributing to the achievement of results against relevant performance indicators, including any pertinent evaluations.
3. The Regional Conferences shall report to the Council, through the Programme and Finance Committee, in the areas of their respective mandates, on programme and budget matters and to the Conference on policy and regulatory matters. The reports of the Regional Conferences shall be presented by the Chairperson.
4. (a) At least six months prior to the proposed date for the Regional Conference, the Regional Representation of the Organization in the concerned region, after consultation with the Chairperson, shall send a communication to the Members of the Regional Conference. The communication shall contain a brief outline of the programmes of the Organization of interest to the region and

of the outcome of the previous session of the Regional Conference and invite Members to formulate suggestions as to the organization of the next session of the Regional Conference, with particular reference to the agenda of the session..

(b) The Director-General shall, in consultation with the Chairperson of the Regional Conference, and taking into account the process mentioned in subparagraph (a) above, prepare a provisional agenda and despatch it to Members not less than 60 days in advance of the session.

(c) Any Member of the Regional Conference may request the Director-General, not less than 30 days before the date of a session, to insert an item in the provisional agenda. The Director-General shall thereupon, if necessary, circulate a revised provisional agenda to all Members together with any necessary papers.

5. The Regional Conferences will adopt such arrangements, consistent with the Constitution and these Rules, as may be necessary for their internal working, including the appointment of a rapporteur. The Regional Conferences may also adopt and amend their own Rules of Procedure, which shall be consistent with the Constitution and these Rules."

### **Appointment of the Director-General**

Revised **Rule XXXVI** of the GRO:

### **“Appointment of the Director-General**

1. In pursuance of paragraph 1 of Article VII of the Constitution, the Director-General of the Organization shall be appointed under the following conditions:

(a) When the term of office of the Director-General is due to expire, the appointment of a new Director-General shall be placed on the agenda of the regular session of the Conference immediately preceding the expiry of the term of office; whenever, for other reasons, the office of the Director-General is vacant, or notice is received of a pending vacancy, the appointment of a new Director-General shall be placed on the agenda of the next session of the Conference which opens not less than ~~90~~ 120 days from the occurrence or notice of the pending vacancy.

(b) In consideration of the expiry of the term of office of the Director-General, the Council shall set the dates for a period during which Member Nations may submit nominations for the office of Director-General. The nomination period shall have a duration of not less than twelve months and end at least 60 days prior to the beginning of the session of the Council referred to in sub-paragraph (c) of this paragraph. The nomination period shall be communicated to all Member Nations and Associate Members by the Secretary-General of the Conference and Council. Nominations validly made in accordance with Rule XII.5 of these Rules shall be communicated to the Secretary-General of the Conference and Council by the date set by the Council. The Secretary-General



shall circulate these nominations to all Member Nations and Associate Members by the date likewise set by the Council, it being understood that in the case of an election taking place at a regular session of the Conference, such date set by the Council shall be not later than 30 days before the session of the Council provided for in subparagraph (c) of this paragraph ~~Rule XXV.2 (c) of these Rules.~~

(c) Subject to such arrangements as the Council may make consistent with these Rules aimed at ensuring equality among candidates, candidates shall address the session of the Council which will be scheduled not less than sixty days before the session of the Conference and respond to such questions as may be put to them by Member Nations and Associate Members of the Organization. There shall be no debate and the Council shall not draw any conclusion or recommendation from any of the statements or interventions made.

(d) As soon as possible after the opening of the Conference session, the General Committee shall determine and announce the date of the election, it being understood that the appointment of the Director-General at a regular session shall begin and be effected within three working days following the opening date of such session. Candidates shall address the Conference and respond to questions that Member Nations and Associate Members may put to them, subject to such arrangements as the Conference may make consistent with these Rules aimed at ensuring equality among candidates.

(e) Travel expenses of each candidate, properly incurred in travelling, by the most direct route from his/her duty station to the site of the Council and Conference sessions referred to in sub-paragraphs (c) and (d) of this paragraph and return to his/her duty station, as well as a subsistence allowance for up to five days per session, shall be borne by the Organization in accordance with its travel regulations.

~~2.(b)~~ The Director-General shall be elected by a majority of votes cast. Until a candidate obtains the required majority, the following procedure shall apply:

~~(a)~~ two ballots shall be held among all candidates;

~~(b)~~ the candidate having received the smallest number of votes in the second ballot shall be eliminated;

~~(c)~~ thereafter, successive ballots shall be held, and the candidate having received the smallest number of votes in any one of these ballots shall be eliminated, until only three candidates remain;

~~(d)~~ two ballots shall be held among the three remaining candidates;

~~(e)~~ the candidate having received the smallest number of votes during the second ballot referred to in subparagraph ~~(d)~~ above shall be eliminated;

- (~~fvi~~) a subsequent ballot, or successive ballots if necessary, shall be held among the two remaining candidates until one candidate obtains the required majority;
- (~~gvii~~) in the event of a tie between two or more candidates having received the smallest number of votes in one of the ballots referred to in subparagraphs (~~bii~~) or (~~ciii~~) above, a separate ballot or, if necessary, separate ballots shall be held among such candidates, and the candidate having received the smallest number of votes in such ballot or ballots shall be eliminated;
- (~~hvi~~) in the event of a tie between two candidates having received the smallest number of votes in the second of the two ballots referred to in subparagraph (~~dii~~) above, or if all three candidates have received the same number of votes in that ballot, successive ballots shall be held among all three candidates until one candidate has received the smallest number of votes, after which the procedure provided in subparagraph (~~fvi~~) above shall apply.

3. Should the office of Director-General become vacant prior to the expiry of the term of office, the Council shall promptly make the necessary arrangements for the election of a new Director-General, subject to the provisions of sub-paragraph 1(a) of this Rule.

4(e). Subject to the provisions of Article VII, paragraphs 1 to 3 of the Constitution, the terms and conditions of appointment of the Director-General, including the salary and other emoluments attached to the office, shall be determined by the Conference, having regard to any recommendations submitted by the General Committee, and shall be embodied in a contract signed by him and by the Chairman ~~man~~person of the Conference on behalf of the Organization.

52. The Deputy Director-General with greater seniority in the position shall act as Director-General in any case where the Director-General is unable to act or in the case of a vacancy in the office of the Director-General. In case the Deputy Directors-General were appointed at the same time, the functions shall be exercised by the Deputy

Director-General with greater seniority with the Organization, or if both have the same seniority, by the Deputy Director-General who is older."

#### **Delegation of authority by the Director-General**

Addition of a new paragraph 5 to **Rule XXXVII** of the GRO:

## **“Functions of the Director-General**

(...)

5. The Director-General may delegate authority and responsibility conferred upon him by this Rule to other officers of the Organization in accordance with the agreed principle of delegation of authority to the lowest appropriate levels. The Director-General shall remain accountable to the Conference and Council for the direction of the work of the Organization, in accordance with Article VII, paragraph 4 of the Constitution.”

## **Appointment to the posts of Deputy Directors-General**

Revised paragraph 1 of **Rule XXXIX** of the GRO:

### **“Provisions relating to staff**

1. The staff of the Organization shall be appointed by the Director-General, having regard to paragraph 3 of Article VIII of the Constitution. Selection and remuneration shall be made without regard to race, nationality, creed or sex. The terms and conditions of appointment shall be fixed in contracts concluded between the Director-General and each member of the staff. Appointments to the posts of Deputy Directors-General shall be made by the Director-General, subject to confirmation by the Council.

(...)”

2. Instructs the secretariat to make editorial adjustments *inter alia* to Rules II, III, VI, VII, VIII, IX, X, XI, XII, XIII, XIV, XV, XVI, XVII, XXIII, XXIV, XXV, XXVI, XXVII, XXIX, XXX, XXXI, XXXII, XXXIII, and XXXIV of the General Rules of the Organization in order to use the word “*Chairperson*” instead of “*Chairman*”, “*Chairpersons*” instead of “*Chairmen*”, “*Vice-Chairperson*” instead of “*Vice-Chairman*”, and “*Vice-Chairpersons*” instead of “*Vice-Chairmen*”.

3. Instructs the secretariat to make editorial adjustments in order to renumber Rules, paragraphs and sub-paragraphs, to insert footnotes containing references to the Conference resolutions as appropriate, and to modify Rule references as appropriate.

4. Decides to adopt the following amendments to the Financial Regulations<sup>35</sup>:

**Revised cycle of Programme and Budget preparation and of Governing Body sessions and elimination of the summary Programme of Work and Budget**

Revised paragraphs 4 to 6 of **Financial Regulation III**:

**“The budget**

(...)

3.4 The Director-General shall submit to the regular session of the Conference detailed budget estimates for the ensuing financial period. The estimates shall be dispatched to all Member Nations and Associate Members not less than 90 ~~60~~ days before the date fixed for the opening of the session.

~~3.5 The Director-General shall arrange for the summary budget to be considered by the Council not less than 90 days before the date fixed for the opening of the regular session of the Conference.~~

~~3.56. The Council shall prepare a report to the Conference on the estimates submitted by the Director-General. This report shall be transmitted to all Member Nations and Associate Members at the same time as the estimates.~~

(other paragraphs to be renumbered)”

(Adopted on 22 November 2009)

141. The Conference adopted the following Resolutions:

**RESOLUTION 7/2009**  
**Implementation of the Immediate Plan of Action Regarding the Conference**  
**(IPA Actions 2.5, 2.6 and 2.10)**

**THE CONFERENCE,**

**Considering** that Conference Resolution 1/2008 “Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)” called for a number of actions regarding the Conference;

**Considering** that, in accordance with the IPA, the Conference will remain the ultimate decision making body of the Organization, determine its overall policy and strategy and take the final decision on objectives, strategy and budget;

<sup>35</sup> Deletions are indicated using ~~struck out text~~ and insertions are indicated using underlined italics.

**Considering further** that a series of measures were agreed to make the Conference more action oriented, focused and attractive to participation by Ministers and senior officials and to emphasize its distinctive functions, thus reducing duplicative discussions and overlapping of roles with the Council;

**Noting** that while such measures do not involve amendments to the Constitution and the General Rules of the Organization, given the manner in which the functions of the Conference, as the supreme body of the Organization are defined, it would be nevertheless appropriate to reflect in a Conference Resolution some distinct features of the Conference future role in accordance with the spirit of the IPA:

1. **Decides** that, without prejudice to the statutory functions defined in the Constitution and the General Rules of the Organization, each session of the Conference will usually have one major theme, normally defined on the recommendation of the Council;
2. **Decides** that, without prejudice to the statutory functions defined in the Constitution and the General Rules of the Organization, the Conference will give more attention to global policy issues and international regulatory frameworks, acting normally on the recommendation of the Technical Committees and Regional Conferences and, where appropriate, the Council;
3. **Decides** that plenary meetings of the Conference should be more focused on issues of interest to Members.”

(Adopted on 22 November 2009)

**RESOLUTION 8/2009**  
**Implementation of the Immediate Plan of Action Regarding the Council of FAO**  
**(IPA Actions 2.14 – 2.25)**

**THE CONFERENCE,**

**Considering** that Conference Resolution 1/2008 “Adoption of the Immediate Plan of Action for FAO Renewal (2009-11)” called for a reform of the Council;

**Considering further** that, in accordance with the IPA, the Council should play a more dynamic role in the development of the programme and budget, drawing as appropriate on the advice of the Programme and Finance Committees, and increase its oversight and monitoring function over the implementation of governance decisions;

**Noting** that, in such context, the Council will have a major role in deciding and advising on matters pertaining to the implementation of programme and budget execution, monitoring of activities under the new results-based framework, monitoring of implementation of governance decisions and oversight of the administration of the Organization;

**Noting further** that amendments to Rules XXIV and XXV of the General Rules of the Organization have been adopted by the Conference to implement the actions of the IPA regarding the Council;

**Realizing** that it is desirable, under the framework established by the above provisions, and in the light of the spirit of the IPA, to clarify the new role of the Council under that framework:

1. **Decides** that the Council will exercise a major role in respect of:

- 
- (a) planning of work and definition of performance measures for the Council itself and for other Governing Bodies with the exception of the Conference;
  - (b) monitoring and reporting performance against performance indicators for the Council itself and for other Governing Bodies with the exception of the Conference;
  - (c) defining strategy, priorities and establishing the budget of the Organization;
  - (d) overseeing the implementation of the new Programming, Budget and Results Based Monitoring System;
  - (e) approving and overseeing any major organizational changes which do not require approval by the Conference.
2. **Decides** that the Council will monitor the implementation of governance decisions.
3. **Decides** that, in the context of its oversight functions, the Council will ensure that:
- (a) the Organization operates within its legal and financial framework;
  - (b) there is transparent, independent and professional audit and ethics oversight;
  - (c) there is transparent, professional and independent evaluation of the Organization's performance;
  - (d) there are functioning results-based budgeting and management systems;
  - (e) appropriate and functional policies and systems are in place for human resources management, information and communication technology, contracting and purchasing; and
  - (f) extra-budgetary resources are effectively contributing to the Strategic Objectives and the Organizational Results Framework.
4. **Decides** that the Council will monitor the performance of the Organization against established performance targets.

5. **Decides** that in the performance of its functions, the Council shall generally, act in close cooperation with the appropriate specialized agencies and intergovernmental bodies”.

(Adopted on 22 November 2009)

**RESOLUTION 9/2009**  
**Implementation of the Immediate Plan of Action on**  
**the Independent Chairperson of the Council**  
**(IPA Actions 2.26 to 2.34)**

**THE CONFERENCE,**

**Having noted** that according to Article V, paragraph 2 of the Constitution the Independent Chairperson of the Council is appointed by the Conference and exercises such functions as are inherent in that office, or are otherwise defined in the Basic Texts of the Organization,

**Having regard** to Rule XXIII of the General Rules of the Organization;

**Having noted** that, through the Immediate Plan of Action (IPA) for FAO Renewal (2009-2011) adopted by Resolution 1/2008, the Conference decided that the Independent Chairperson of the Council should play an enhanced role in facilitating the exercise by the Council of its governance functions and oversight of the administration of the Organization, and “drive forward the continuous improvement of the efficiency, effectiveness and ownership of governance by the membership of the Organization”;

**Conscious** of the need to ensure that an enhanced role of the Independent Chairperson of the Council should not create any potential for conflict of roles with the managerial functions of the Director-General in the administration of the Organization, as called for by the IPA;

**Mindful** that the IPA Actions regarding the Independent Chairperson of the Council should be clarified in a resolution and be implemented in the above spirit;

**Decides** that:

1. The Independent Chairperson of the Council shall, under the framework established by the Constitution and the General Rules of the Organization regarding the status and functions of the office, and without restricting in any manner the general nature of those functions:

(a) whenever necessary, take such steps as may be required to facilitate and achieve consensus among Member Nations, especially on important or controversial issues;

(b) liaise with the Chairpersons of the Programme Committee, the Finance Committee and the Committee on Constitutional and Legal Matters regarding the work programmes of these Committees as well as, as appropriate, with the Chairpersons of the Technical Committees and Regional Conferences. Insofar as possible the Independent Chairperson of the Council shall attend the sessions of the Programme Committee, Finance Committee and Regional Conferences;

(c) as required or appropriate, convene informal consultations with representatives of Member Nations on issues of an administrative and organizational nature for the preparation and conduct of Council sessions;

- (d) liaise with the Director-General and other senior officials of the Organization in respect of any concerns of the membership, as expressed through the Council, Programme Committee, Finance Committee and Regional Conferences;
  - (e) ensure that the Council is kept informed of developments in other fora of relevance for FAO's mandate and that dialogue is maintained with other Governing Bodies as appropriate, in particular the Governing Bodies of the organizations based in Rome dealing with food and agriculture.
2. In nominating candidates for the office of Independent Chairperson of the Council, Member Nations should have regard to the qualities that the Chairperson should possess, including among others ability to be objective, sensitivity to political, social and cultural differences, and appropriate experience in areas relevant to the Organization's work.
  3. The Independent Chairperson of the Council shall be required to be present in Rome for all sessions of the Council and will normally be expected to spend at least six to eight months of the year in Rome."

(Adopted on 22 November 2009)

**RESOLUTION 10/2009**  
**Implementation of the Immediate Plan of Action on Reform of**  
**the Programming, Budgeting and Results-based Monitoring System**  
**(IPA Actions 3.1 to 3.11)**

**THE CONFERENCE,**

**Considering** that Conference Resolution 1/2008 "Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)" called for a reform of programming, budgeting and results-based monitoring;

**Noting** that this decision involves amendments to the Basic Texts, in particular to the General Rules of the Organization and the Financial Regulations, to make provision for the Strategic Framework as well as the Medium Term Plan and establish a basis for revised arrangements for the preparation of the Programme of Work and Budget;

**Noting further** that it is highly desirable to define in a resolution of the Conference the main features of the new Programming, Budgeting and Results-Based Monitoring System while allowing for the necessary managerial flexibility;

**Noting also** that the new Programming, Budgeting and Results-Based Monitoring System involves important changes in the cycle of sessions of the Governing Bodies of the Organization, in particular of the Conference in accordance with amendments made to Rule I, paragraph 1 of the General Rules of the Organization, and of the Council in accordance with amended Rule XXV of the General Rules of the Organization;

**Emphasizing** that, under the above revised Rules, and the framework established by the General Rules of the Organization and the Rules of Procedure of the Programme and the Finance Committees, the Technical Committees and the Regional Conferences will need to change the cycle of their sessions in order to play their due roles in the new Programming, Budgeting and Results-Based Monitoring System;

1. **Decides** to introduce revised programme and budget documentation consisting of the following components which, as appropriate, could be incorporated in a single document:



- (a) a Strategic Framework prepared for a period of ten to fifteen years, reviewed every four years and including, inter alia, an analysis of the challenges facing food, agriculture and rural development and populations dependent thereon, including consumers; a strategic vision, the goals of Members in areas of FAO's mandate, as well as Strategic Objectives to be achieved by Members and the international community with support from FAO, including targets and indicators of achievement;
- (b) a Medium Term Plan covering a period of four years and reviewed each biennium, including:
  - (i) Strategic Objectives for achievement by Members and the international community with support from FAO, in accordance with the Strategic Framework;
  - (ii) Frameworks for organizational results including specific outcomes which shall contribute to the achievement of the Strategic Objectives by FAO Members and the international community. Insofar as possible organizational results will have specific achievement targets, performance indicators, relevant assumptions, show the contribution of FAO and indicate the budgetary provisions from assessed contributions and estimated extra-budgetary resources, which may condition the attainment of targets. Gender will be fully integrated into the Strategic-Framework and Medium Term Plan and will no longer have a separate Gender and Development Plan of Action;
  - (iii) an identification of impact focus areas, as priority groups of results aimed at mobilizing extra-budgetary resources, improving oversight of extra-budgetary resources in key impact areas and increasing coherence between activities financed by the Regular Programme and extra-budgetary resources;
  - (iv) functional objectives aimed at ensuring that organizational processes and administration work towards improvements in a results-based framework.
- (c) a Programme of Work and Budget covering biennial periods, clearly identifying the share of resources devoted to administrative work, anchored in a results-based framework and including the following elements:
  - (i) organizational results framework (outcomes) established in accordance with the Medium Term Plan, including organizational responsibility for each result;
  - (ii) quantification of costs for all organizational results and related commitments;
  - (iii) calculation of cost increases and planned efficiency gains;

- (iv) provision for long-term liabilities and reserve funds;
- (v) a draft Conference resolution of approval of the programme of work and the appropriations.

2. **Decides** to introduce a revised system of monitoring of performance based on achievement of planned results, including a revised biennial Programme Implementation Report. Each report will cover the previous biennium and provide information on delivery, targets and indicators of results, as well as efficiency indicators for functional objectives.

3. **Decides** to introduce a revised schedule of sessions of the Governing Bodies of the Organization for the implementation of the new Programming, Budgeting and Results-Based Monitoring system. The revised schedule of sessions will take into account the fact that the Conference shall hold its regular session in June of the year prior to the beginning of the biennium and will allow the Governing Bodies to participate in the process of preparation and adjustment of the Strategic Framework, the Medium Term Plan and the Programme of Work and Budget, and to monitor performance against relevant performance indicators. The new schedule of sessions of the Governing Bodies will be generally in accordance with the attached table, subject however to necessary adjustments to meet unforeseen circumstances or particular requirements.”

(Adopted on 22 November 2009)

**Schedule for Governing Body Input and Oversight Under  
The Reformed Programming, Budgeting and Results Based Monitoring Systems**

Process		YEAR 1				YEAR 2			
		First Quarter	Second Quarter	Third Quarter	Fourth Quarter	First Quarter	Second Quarter	Third Quarter	Fourth Quarter
PLANNING	Review Implementation Performance Strategic Framework (Alternate biennia)	RC	PC/FC CL	TC	PC/FC CL	EB PC/FC CL	PC/FC CL	CONF	PC/FC CL
	MTP-PWB (Next biennium)	Input on Priorities	Input on Priorities	Input on Priorities	Input on Priorities	Review/Approval	Review/Approval	Adjustment	
	Implementation Review and Adjustment (Current Biennium)								
IMPLEMENTATION MONITORING	Results (Previous Biennium)								
	Impact								
Legend: RC: Regional Conference MTP Medium-Term Plan		TC: Technical Committees of Council				FC: Finance Committee EB: Extra-Budgetary			
		PC: Programme Committee PWB Programme of Work and Budget				CL: Council CONF: Conference			

**RESOLUTION 11/2009**  
**Implementation of the Immediate Plan of Action on Ministerial Meetings**  
**(IPA Actions 2.66 and 2.67)**

**THE CONFERENCE,**

**Having noted** that “Ministerial Meetings” have been held occasionally after sessions of standing committees, established under Article V, paragraph 6 of the Constitution,

**Having noted further** the need to clarify the conditions regarding the convening of such “Ministerial Meetings” in the future, as called for by the Immediate Plan of Action for FAO Renewal (2009-2011),

**Recalling** Article V, paragraph 5 of the Constitution,

**Decides:**

1. Ministerial Meetings, held in conjunction with sessions of technical committees established under Article V, paragraph 6 of the Constitution, may be convened from time to time as decided by the Conference or Council, when matters developed at technical level are deemed to require political endorsement or visibility.
2. Subject to the decision of Conference or Council, Ministerial Meetings should not deal with programme and budget matters which are addressed in the context of the programme of work and budget process, nor with matters primarily of a regional, technical or scientific nature which are normally considered by statutory bodies of the Organization.
3. Ministerial Meetings shall normally report to the Conference, except that any relevant issues having programme or budget implications shall be referred to the Council.”

(Adopted on 22 November 2009)

142. The Conference approved the definition of Governing Bodies contained in section H of document C 2009/LIM/8.

143. The Conference endorsed the overall future structure of the Basic Texts of FAO corresponding to existing Volume I, with the amended instruments, and new Volume II as set out in Section I of document C 2009/LIM/8. The Conference noted that some Parts of the Basic Texts would remain under review and that amendments thereto might be required in future. The Conference requested the secretariat to discharge such tasks of an editorial nature as would be required for the organization of the Basic Texts, including the renumbering of Rules, paragraph and sub-paragraphs, as appropriate, and the insertion of footnotes containing references to Conference Resolutions whenever necessary.

## OTHER CONSTITUTIONAL AND LEGAL MATTERS <sup>36</sup>

### a) Draft Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing

144. The Conference noted that the draft Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing was the result of a long process of negotiations involving, *inter alia*, the convening of a Technical Consultation to Draft a Legally-binding Instrument on Port State Measures, which held several sessions in 2008 and 2009.

145. The Conference also noted that the report of this Technical Consultation had been referred to it and that some Members had made a number of statements which had been recorded in that Report. The Conference noted that the draft Agreement had been reviewed by the Committee on Constitutional and Legal Matters at its Eighty-eighth Session (23 to 25 September 2009) and by the Council at its Hundred and Thirty-seventh Session (28 September to 2 October 2009).

146. Some Members of the Group of Latin America and the Caribbean made a proposal that the draft Conference Resolution be amended in order to make provision for an Extraordinary Session of the Committee on Fisheries for consideration of the draft Agreement. After a debate, the proposal was put to a vote but was not accepted. Declarations made in this context can be found in C 2009/PV/8.

147. The Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing is found in Appendix E to this Report. The Conference adopted, under Article XIV, paragraph 1 of the Constitution, through a nominal vote, the following Resolution:

#### RESOLUTION 12/2009

#### Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing

#### THE CONFERENCE,

**Considering** that the Council, at its Hundred and Thirty-second Session held in June 2007, noted that illegal, unreported and unregulated (IUU) fishing remained a serious concern and welcomed the initiative to start a process leading to the adoption of a legally-binding international agreement establishing control measures in ports and that such agreement be based on the FAO Model Scheme to Combat Illegal, Unreported and Unregulated Fishing;

**Noting** that a draft Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing developed by the FAO Expert Consultation to Draft a Legally-binding Instrument on Port State Measures in September 2007 served as a basis for the review and elaboration by the Technical Consultation to Draft a Legally-binding Instrument on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing, held initially in June 2008, with resumed sessions in January, May and August 2009;

**Recognizing** that the Twenty-eighth Session of the Committee on Fisheries in March 2009 urged that the legally-binding instrument be concluded as soon as possible;

**Acknowledging** that the Council, subsequently, at its Hundred and Thirty-sixth Session in June 2009 underscored the importance of combating IUU fishing including the early finalization of a legally-binding instrument on port State measures;

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<sup>36</sup> C 2009/LIM/11-Rev.1, C 2009/LIM/12 Rev.1, C 2009/LIM/12-Add.1, C 2009/21-Rev.1; C 2009/LIM 17, C2009 INF/21. C 2009/ PV/8; C 2009/PV/9.

**Acknowledging further** that the text of the draft Agreement was finalized on 28 August 2009 by the Technical Consultation to Draft a Legally-binding Instrument on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing;

**Having considered** the Report of the Eighty-eighth Session of the Committee on Constitutional and Legal Matters held in September 2009;

**Having examined** the text of the draft Agreement submitted by the Hundred and Thirty-seventh Session of the Council held in September and October 2009:

1. **Approves**, in accordance with Article XIV, paragraph 1 of the Constitution of FAO, the text of the Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing, reproduced as Appendix E to the Conference's report, for submission to FAO Members;
2. **Acclaims** the Agreement as a milestone in the international efforts to ensure responsible and sustainable fisheries, in particular, in international efforts to prevent, deter and eliminate IUU fishing;
3. **Urges** Members to sign and ratify, accept, approve or accede to the Agreement as soon as possible so as to bring it into force at the earliest possible time; and
4. **Commends** the Director-General for the speedy action taken to bring the Agreement to fruition and calls on him to take all necessary measures to ensure that the Agreement is given full and active implementation.

(Adopted on 22 November 2009)

148. The delegation of Colombia stated that it was their intention to abstain.

149. Several Members, including Colombia, Costa Rica, El Salvador, Guatemala, Mexico and Venezuela, made statements on the occasion of the adoption of the Agreement, which were recorded in the Verbatim Records of the Conference.<sup>37</sup>

150. The Conference noted that the Agreement had been opened for signature in the course of a ceremony held on the occasion of the Conference and would be open for signature for a period of one year, from 22 November 2009 until 21 November 2010.

#### **b) Reform of the Committee on World Food Security**

151. The Conference noted that the Committee on World Food Security (CFS) at its Thirty-fifth Session held from 14 to 17 October 2009 had approved document CFS 2009/2 Rev.1 "*Reform of the Committee on World Food Security*" which had been under negotiation within the Contact Group for the reform of the CFS. The CFS had requested that amendments to the Basic Texts of the Organization be prepared by the Secretariat for review by the Committee on Constitutional and Legal Matters (CCLM) and subsequent adoption by the concerned Governing Bodies of the Organization.

152. The Conference noted that, at its Eighty-ninth Session held on 27 and 28 October 2009, the CCLM reviewed a set of amendments to the Basic Texts of the Organization, as well as a number of related actions for the implementation of the reform of the Committee on Food Security which would still be under review by the Bureau of the Committee. The Conference reviewed the Report of the Eighty-ninth Session of the CCLM and expressed satisfaction at the work accomplished.

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<sup>37</sup> C 2009/PV/8

153. The Conference adopted, through a nominal vote, the following Resolution setting forth amendments to the Constitution for the implementation of the reform of the Committee on World Food Security:

**RESOLUTION 13/2009**  
**Reform of the Committee on World Food Security**  
**Amendments to the Constitution**

**THE CONFERENCE:**

**Recalling** the proposed constitutional amendments submitted by France to the Committee on Constitutional and Legal Matters (CCLM) and to the Council of the Organization at its Hundred and Thirty-sixth Session, held in Rome, from 15 to 19 June 2009, as contained in document CL 136/LIM/2;

**Noting** that the Council, at its Hundred and Thirty-sixth Session, took note of the proposed constitutional amendments and mandated the Contact Group of the Committee on World Food Security (CFS) to further discuss these amendments and advise, through the CCLM, the Conference in November to take a decision on the said amendments, in light of the outcome of the discussions of the Contact Group of the CFS;

**Noting further** that the Director-General gave notice of the proposed amendments to FAO Members in accordance with Article XX, paragraph 4 of the Constitution;

**Recalling** that the Committee on World Food Security (CFS), at its Thirty-fifth session, held in Rome from 14 to 17 October 2009, approved document CFS 2009/2 Rev. 1 “*Reform of the Committee on World Food Security*”;

**Recalling also** that the CCLM, at its Eighty-ninth session, has reviewed again the proposed amendments to the Constitution in the light of document CFS 2009/2 Rev. 1 “*Reform of the Committee on World Food Security*” and the proposed amendments to other Basic Texts of the Organization regarding the status of the CFS and decided to forward the proposed amendments for approval by the Conference, at its Thirty-sixth session to be held in Rome from 18 to 23 November 2009;

**Having considered** the text of the amendments to the Constitution proposed by the CCLM in its Eighty-ninth Session;

**Having considered further** that there is a need to harmonize the proposed amendments to the Constitution for the reform of the CFS with the proposed amendments to the Constitution for the implementation of Resolution 1/2008 “*Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)*”;

1. **Decides** to adopt the following amendment to Article III of the Constitution<sup>38</sup>:

“Article III

**The Conference**

(...)

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

<sup>38</sup> Deletions are indicated using ~~struck-out text~~ and insertions are indicated using underlined italics.

*(ECOSOC) and the Conference. Its composition and terms of reference shall be governed by rules adopted by the Conference.”*

2. **Decides** that new paragraph 6 (b) of Article V of the Constitution, as amended to implement the Immediate Plan of Action (IPA) for FAO Renewal (2009-11) by the current session of the Conference shall be adjusted as follows:

“Article V

### **Council of the Organization**

(...)

6. In the performance of its functions, the Council shall be assisted:
  - (a) by a Programme Committee, a Finance Committee, and a Committee on Constitutional and Legal Matters, which shall report to the Council; and
  - (b) by a Committee on Commodity Problems, a Committee on Fisheries, a Committee on Forestry, *and* a Committee on Agriculture ~~and a Committee on World Food Security~~ which shall report to the Council on programme and budget matters and to the Conference on policy and regulatory matters.”
3. **Decides** that the Committee on World Food Security, as provided for in proposed paragraph 17 of Rule XXXIII of the General Rules of the Organization, shall report to the Council on programme and budget matters.

(Adopted on 22 November 2009)

154. The Conference adopted, through a nominal vote, the following Resolution setting forth amendments to the General Rules of the Organization:

### **RESOLUTION 14/2009 Reform of the Committee on World Food Security Amendments to the General Rules of the Organization**

#### **THE CONFERENCE,**

**Noting** that the Bureau of the Committee on World Food Security and the Contact Group of the Committee on World Food Security (CFS) have developed proposals for a comprehensive reform of the Committee on World Food Security;

**Recalling** that the Committee on World Food Security (CFS), at its Thirty-fifth session, held in Rome from 14 to 17 October 2009, reviewed and adopted the proposals set out in document CFS 2009/2 Rev. 1 “*Reform of the Committee on World Food Security*”;

**Recalling** that the Committee on Constitutional and Legal Matters (CCLM), at its Eighty-ninth session, has examined a set of proposed amendments to the General Rules of the Organization and revised Rules of Procedure for the implementation of document CFS 2009/2 Rev.1 “*Reform of the Committee on World Food Security*”, and decided to forward the proposed amendments to the General Rules of the Organization to the Conference for approval, at its Thirty-sixth session to be held in Rome from 18 to 23 November 2009;

**Having considered** that there is a need to harmonize the proposed amendments to the General Rules of the Organization for the reform of the CFS with the proposed amendments for the



implementation of Resolution 1/2008 “*Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)*” and that this task strictly of an editorial nature should be performed by the Secretariat;

**Having considered further** that, given its importance, document CFS 2009/2 Rev.1 “*Reform of the Committee on World Food Security*” should be inserted in Volume II of the Basic Texts of the Organization, following the necessary editorial review by the Bureau of the CFS and the CCLM;

1. **Decides** to adopt the following amendments to the General Rules of the Organization <sup>39</sup>:  
“Rule XXXIII

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

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

1. The Committee on World Food Security provided for in paragraph 6 9 of Article ~~V~~ III of the Constitution shall be open to all Members ~~Nations~~ of the Organization, the World Food Programme and the International Fund for Agricultural Development, ~~and all or non-member States of the Organization that are Members States of the United Nations or any of its Specialized Agencies.~~ 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 notifications 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 any of its Specialized Agencies 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

<sup>39</sup> Deletions are indicated using ~~struck-out text~~ and insertions are indicated using underlined italics.

meetings of the Committee or for the discussion of specific items. Observers may intervene in debates upon invitation from the Chairperson.

6.3 The Committee shall normally hold two sessions during each biennium. Sessions shall be convened by the Director-General, in consultation with the Chairmanperson and the Bureau of the Committee, taking into account any proposals made by the Committee. 4 If required, the Committee may hold additional sessions on the call of the Director-General in consultation with ~~its~~ the Chairmanperson and the Bureau, or on request submitted in writing to the Director-General by the majority of Members of the Committee.

~~5. — The Committee shall contribute to promoting the objective of world food security with the aim of ensuring that all people, at all times, have physical and economic access to sufficient, safe and nutritious food to meet their dietary needs and food preferences for an active and healthy life.~~

~~6. — The Committee shall serve as a forum in the United Nations system for review and follow up of policies concerning world food security, including food production, sustainable use of the natural resource base for food security, nutrition, physical and economic access to food and other food security related aspects of poverty eradication, the implications of food trade for world food security and other related matters and shall in particular:~~

~~(a) — examine major problems and issues affecting the world food situation, and the steps being proposed or taken to resolve them by Governments and relevant international organizations, bearing in mind the need for the adoption of an integrated approach towards their solution;~~

~~(b) — examine the implications for world food security of other relevant factors, including the situation relating to the supply and demand of basic foodstuffs and food aid requirements and trends, the state of stocks in exporting and importing countries and issues relating to physical and economic access to food and other food security related aspects of poverty eradication; and~~

~~(c) recommend such action as may be appropriate to promote the goal of world food security.~~

~~7. — The Committee shall serve as the forum in the United Nations system for the monitoring of the implementation of the Plan of Action adopted by the World Food Summit in accordance with the relevant commitment of the Summit.<sup>1</sup>~~

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

7. — The Committee on World Food Security is and remains an intergovernmental Committee in 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 committed 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, Bureau and Advisory Group of the 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. The Bureau shall be

assisted by an Advisory Group which shall be established in accordance with 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 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. A secretary shall be appointed, in accordance with such conditions as may be established by the Committee, 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 staff members from the World Food Programme and the International Fund for Agricultural Development, among others, as may be assigned to it.

F. Reporting

16.9. The Committee shall provide regular reports to the Economic and Social Council of the United Nations (ECOSOC), through the Council of the Organization. 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.

17.8 The Committee shall report to the Council on programme and budget matters. ~~of the Organization and tender advice to the Director-General, and relevant international organizations as appropriate, on any matter considered by the Committee, it being understood that copies of its reports, including any conclusions, will be transmitted without delay to interested governments and international organizations.~~ 10. 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

19.44 The Committee shall, as necessary, draw on the advice, ~~as necessary,~~ 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 and the Governing Council of the International Fund for Agricultural Development. In particular, ~~it~~ 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.

~~12. The Committee shall invite relevant international organizations to participate in the work of the Committee and the preparation of meeting documents on matters within their respective mandates in collaboration with the secretariat of the Committee.~~

20.43 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 ~~governments~~ concerned Governments, the information supplied shall be ~~kept held~~ on a restricted basis.

21.44 The Director-General of the Organization, the Executive Director of the World Food Programme and the President of the International Fund for Agricultural Development or ~~his~~ their representatives shall participate in all meetings of the Committee and may be accompanied by such officers of their staff of the Organization as ~~he~~ they may designate.

22.45 The Committee ~~shall elect, from among its Members, its Chairman and the other officers.~~ It may adopt and amend its rules of procedure, which shall be consistent with the Constitution and the General Rules of the Organization.

23.46 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.

24.47 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.

2. Requests the Secretariat to harmonize the proposed amendments to the General Rules of the Organization for the reform of the CFS with those regarding the implementation of

the Immediate Plan of Action (IPA) for FAO Renewal (2009-11), especially as regards Rule XXXIII of the General Rules of the Organization;

3. Invites the Bureau of the CFS to review and propose adjustments to the revised Rules of Procedure of the CFS set out in Appendix III to the Report of the Eighty-ninth Session of the CCLM, in light of the new structure and *modus operandi* of the Committee, for adoption by the CFS at its session of 2010. The Bureau is also invited to draw, as appropriate, on the advice of the CCLM;
4. Decides that document CFS 2009/2-Rev. 1 “*Reform of the Committee on World Food Security*” shall be inserted in Volume II of the Basic Texts, after the necessary editorial review by the Bureau of the CFS and the CCLM and that, any issues regarding the future status and operation of the CFS that are not covered in the General Rules of the Organization or the revised Rules of Procedure of the CFS shall be addressed, as appropriate, by reference to that document.

(Adopted on 22 November 2009)

### c) Proposed Increase in Membership of the Council

155. The Conference noted that the Dominican Republic, acting on behalf of the Group of 77, had proposed an amendment to the Constitution of FAO increasing the number of Council seats from 49 to 61. The Conference noted further that, as required by Article XX, paragraph 3 of the Constitution, the Director-General had informed all Members of the proposed amendment. The Conference further noted that the Dominican Republic, acting on behalf of the Group of 77, had proposed two draft Conference Resolutions amending the Constitution and the General Rules of the Organization for the immediate implementation of the proposal.

156. The Conference agreed to defer consideration of the draft Conference Resolutions. Meanwhile, the Conference decided to establish an Open-Ended Working Group which, in the course of the biennium 2010-2011, would review and make recommendations regarding measures designed to increase the efficiency of the Governing Bodies, including representation. The Working Group would draw, as appropriate, on the advice of the relevant Governing Bodies of FAO and report to the Conference through the Council. In this context, the Chair of the Near East region, speaking on behalf of the region, stated that this region was not adequately represented in the Council, and that there was a need to review such representation.

## B. Administrative and Financial Matters

### AUDITED ACCOUNTS 2006-2007 <sup>40</sup>

157. The Conference took note of the Audited Accounts 2006-2007 and the Report of the External Auditor, as reviewed by the Finance Committee at its Hundred and Twenty-third Session and by the Council at its Hundred and Thirty-sixth Session, and adopted the following Resolution:

### RESOLUTION 15/2009 FAO Audited Accounts 2006-2007

THE CONFERENCE,

Having considered the Report of the 136th Session of the Council, and

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<sup>40</sup> C 2009/5A; C 2009/5B; C 2009/LIM/3; C 2009/PV/6; C 2009/PV/9.

**Having examined** the 2006-07 FAO Audited Accounts and the External Auditor's Report thereon  
**Adopts** the Audited Accounts.

(Adopted on 23 November 2009)

### **SCALE OF CONTRIBUTIONS 2010-2011 <sup>41</sup>**

158. The Conference noted that at its Hundred and Thirty-sixth Session the Council had recommended that the FAO proposed Scale of Contributions for 2010-2011 be derived from the UN Scale of Assessments in force during the period 2007-2009.

159. One Member recalled that a proposed new UN Scale of Assessments for 2010, 2011 and 2012 was scheduled to be discussed by the General Assembly in December 2009 and that such proposed Scale could result in changes for many Members that better reflected their most recent economic circumstances. The Conference recalled that in accordance with its prior decisions, any such changes would be reflected by the Organization when a new Scale of Contributions to be applied to the 2012-2013 biennium was proposed to the next FAO Conference, in 2011. The Secretariat noted that the timing of adoption by the Organization of a new UN Scale had been debated over the years due to the fact that while there was a need for certainty through a defined Scale of Assessments when Members approved the budget, the desirability for Members to be assessed at rates which best reflected their most recent economic circumstances had also been acknowledged.

160. The Conference noted that the proposed Scale of Contributions for 2010-2011 (Appendix F) had been reviewed by the Finance Committee and Council during 2009, and agreed that the Scale of Contributions as proposed by the Hundred and Thirty-sixth Session of the Council should be adopted.

161. The Conference then **adopted** the following Resolution:

### **RESOLUTION 16/2009 Scale of Contributions 2010-2011**

#### **THE CONFERENCE,**

**Having noted** the recommendations of the Hundred and Thirty-sixth Session of the Council;  
**Confirming** that as in the past, FAO should follow the United Nations Scale of Assessments subject to adaptation for the different Membership of FAO;

1. **Decides** that the FAO Scale of Contributions for 2010-11 should be derived directly from the United Nations Scale of Assessments in force during 2007, 2008 and 2009;
2. **Adopts** for use in 2010 and 2011 the Scale as set out in *Appendix F* of this Report.

(Adopted on 23 November 2009)

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<sup>41</sup> C 2009/INF/11; C 2009/LIM/4; C 2009/PV/7; C 2009/PV/9.

**PAYMENT BY THE EUROPEAN COMMUNITY TO COVER  
ADMINISTRATIVE AND OTHER EXPENSES ARISING OUT OF ITS  
MEMBERSHIP IN THE ORGANIZATION <sup>42</sup>**

162. Article XVIII, paragraph 6 of the Constitution provides that:

*A Member Organization shall not be required to contribute to the budget as specified in paragraph 2 of this Article, but shall pay to the Organization a sum to be determined by the Conference to cover administrative and other expenses arising out of its membership in the Organization (...).*

163. At its Twenty-seventh Session in 1993 the Conference requested the Finance Committee to examine the methodology for the calculation of the lump sum paid by the European Community. At its Seventy-eighth Session in April 1994 the Finance Committee recommended a methodology on the basis of which the Conference set the payment to be made by the European Community at various sessions.

164. The methodology was re-examined by the Finance Committee at its Hundred-and-eighth Session (September 2004) and Hundred-and-ninth Session (May 2005). The Committee examined a proposal for a revised methodology whereby the biennial adjustment to the European Community's contribution would reflect the official cost of living increases in the Euro area or in the host country. Under the revised methodology, the adjustment formula would be more in line with the system of split assessment and would not have a material impact on the biennial adjustment to the contribution of the European Community to the Organization. The Committee agreed with the proposed revision of the methodology whereby the higher rate of the official cost of living increase in the Euro area or in the host country would be used to adjust the European Community's contribution for any given biennium.

165. Applying the new methodology, the Thirty-fourth Session of the Conference in 2007 set the lump payment due by the European Community at Euro 528 005 for the 2008-09 biennium.

166. In accordance with the above, the methodology to be used for adjusting the lump sum is based on the higher rate of the official cost of living increase in the Euro area or in the host country. Using the Economist Intelligence Unit (EIU) figures, the consumer price inflation for the Euro Area for 2008 was 3.2 % and for 2009 is forecast to be 0.0 % which gives an average of 1.6%. The EIU figures for harmonized consumer price index for Italy are, for 2008, 3.5% and for 2009, forecast at 0.7%, which gives an average of 2.1%. Therefore the inflation figure which should be used in the calculation is 2.1%, being the higher of the two. Applying this rate to the previous contribution of Euro 528 005 gives the new figure of Euro 539 093.

167. The Conference set the lump-sum payment due by the European Community to cover administrative and other expenditures arising out of its membership in the Organization at Euro 539 093 for the 2010-11 biennium.

168. As in previous biennia, it is proposed that the sum due by the European Community be paid into a trust or special fund established by the Director-General under Financial Regulation 6.7.

## **APPOINTMENTS AND ELECTIONS**

### **ELECTION OF COUNCIL MEMBERS <sup>43</sup>**

169. The Conference elected the following Member Nations as Members of the Council:

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<sup>42</sup> C 2009/LIM/15; C 2009/PV/9.

<sup>43</sup> C 2009/11-Rev.1; C 2009/PV/9.



**Period November 2009 to 30 November 2011**

<u>REGION (SEATS)</u>	<u>MEMBERS</u>
Africa (1)	1. Mauritania

**Period November 2009 to 30 June 2012**

<u>REGION (SEATS)</u>	<u>MEMBERS</u>
Africa (3)	1. Gabon 2. Mauritius 3. Mozambique
Asia (6)	1. China 2. Japan 3. Philippines 4. Republic of Korea 5. Sri Lanka 6. Thailand
Europe (3)	1. Germany 2. Spain 3. Slovakia
Latin America and the Caribbean (3)	1. Chile 2. Uruguay 3. Venezuela, Bolivarian Republic of
Near East (1)	1. Jordan
North America (0)	
South West Pacific (0)	

**Period 1 January 2011 to 30 June 2013**

<u>REGION (SEATS)</u>	<u>MEMBERS</u>
Africa (5)	1. Cape Verde 2. Côte d'Ivoire 3. Equatorial Guinea 4. Tunisia 5. Uganda
Asia (0)	
Europe (3)	1. Greece 2. Ireland 3. Russian Federation
Latin America and the Caribbean (5)	1. Argentina 2. Brazil 3. Cuba 4. Mexico 5. Trinidad and Tobago
Near East (2)	1. Islamic Republic of Iran 2. Syrian Arab Republic
North America (2)	1. Canada 2. United States of America
South West Pacific (0)	

**APPOINTMENTS***Appointment of the Independent Chairperson of the Council <sup>44</sup>*

170. The Conference had before it three nominations for the office of Independent Chairperson of the Council and, after a secret ballot, appointed Luc Guyau (France) through the following resolution:

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<sup>44</sup> C 2009/9; C 2009/PV/9.

## RESOLUTION 17/2009

### Appointment of the Independent Chairperson of the Council

#### THE CONFERENCE,

**Having proceeded** to a secret ballot, in accordance with Rule XII.10 (a) of the General Rules of the Organization:

1. **Declares** that Luc Guyau is appointed Independent Chairperson of the Council until the Thirty-seventh Session of Conference (25 June to 2 July 2011);
2. **Decides** that the conditions of appointment, including the allowances attached to the office of the Independent Chairperson of the Council, shall be as follows:
  - a. The Chairperson is required to be present in Rome for all sessions of the Council, Conference, Finance and Programme Committees and, in general, will normally be expected to spend at least six to eight months of the year in Rome;
  - b. A *per diem* allowance equivalent to the applicable standard daily subsistence allowance (DSA) rate at 140%, while the Chairperson is in Rome or travels on Council matters;
  - c. Travel expenses, including the above *per diem* allowance, shall be defrayed by the Organization, in conformity with its regulations and existing practices, when the Chairperson is in Rome or when the Chairperson travels in the performance of the functions of the office of the Independent Chairperson of the Council;
  - d. Arrangements regarding health protection and medical insurance shall be in accordance with Section 343 Part VII-341 of the Administrative Manual;
3. **Decides** that an agreement between FAO and the Independent Chairperson of the Council, consistent with the Basic Texts of FAO and this Resolution, may clarify terms and conditions related to the office of the Independent Chairperson of the Council.

Adopted on 22 November 2009

#### *Appointment of Representatives of the FAO Conference to the Staff Pension Committee* <sup>45</sup>

171. In accordance with Article 6(c) of the Regulations of the United Nations Joint Staff Pension Fund, the Conference appointed four members and two alternate members to the Staff Pension Committee as follows and for the periods specified below:

#### **For the period 1 January 2010 – 31 December 2010**

Member            Mr Keith Lee Heffern  
Alternate Permanent Representative of the United States of America to FAO

#### **For the period 1 January 2010 – 31 December 2011**

Member            Mr Don Carlos Bentancour  
Alternate Permanent Representative of the Eastern Republic of Uruguay to FAO

#### **For the period 1 January 2010 – 31 December 2012**

Member            Ms Sultana Afroz  
Alternate Permanent Representative of the People's Republic of Bangladesh  
to FAO

Alternate           His Excellency Zohrab V. Malek  
Ambassador of the Republic of Armenia to FAO

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<sup>45</sup> C 2009/6; C 2009/PV/7; C 2009/PV/9.

**For the period 1 January 2011 – 31 December 2013**

<u>Member</u>	Ms Natalie Feistritzer Permanent Representative of the Republic of Austria to FAO
<u>Alternate</u>	Mr Keith Lee Heffern Alternate Permanent Representative of the United States of America to FAO

**OTHER MATTERS****REPORT OF THE TWELFTH REGULAR SESSION OF THE COMMISSION ON GENETIC RESOURCES FOR FOOD AND AGRICULTURE <sup>46</sup>**

172. The Conference noted the report of the Twelfth Regular Session of the Commission on Genetic Resources for Food and Agriculture (C 2009/24) and encouraged FAO to accord high priority within its Regular Programme to the implementation of the Commission's Multi-Year Programme of Work. The Conference requested the Commission to report on its work to future sessions of the Conference. It endorsed the Commission's *Strategic Plan 2010-2017 for the implementation of the Multi-Year Programme of Work*. The Conference endorsed the establishment of an Intergovernmental Technical Working Group on Forest Genetic Resources and invited therefore the Director-General to review the role of the Panel of Experts on Forest Gene Resources. The Conference requested FAO to publish and distribute widely the *Second Report on the State of the World's Plant Genetic Resources for Food and Agriculture*.

173. The Conference welcomed the review of the status of the Commission within the constitutional framework of FAO as scheduled by the Commission for its next session.

174. The Conference stressed the essential role of access to, sustainable utilization of and the fair and equitable sharing of benefits derived from, genetic resources for food and agriculture for achieving global food security, in particular in times of climate change. It therefore adopted the following resolution:

**RESOLUTION 18/2009****Policies and arrangements for Access and Benefit-sharing for Genetic Resources for Food and Agriculture****THE CONFERENCE,**

**Reaffirming** the principle of sovereignty of states over their natural resources as reflected in the Rio Declaration on Environment and Development;

**Stressing** that genetic resources for food and agriculture are essential for achieving food security and the sustainable development of the food and agriculture sector;

**Recognizing** the interdependence of countries regarding genetic resources for food and agriculture, in that all countries depend on genetic resources originating elsewhere to address environmental, climate change, natural resource, sustainable development and food security challenges;

**Acknowledging** also that genetic resources for food and agriculture depend for their survival on the active cooperation among all stakeholders involved in the conservation, breeding and sustainable utilisation of these resources and benefit-sharing, including dynamic management by farmers, pastoralists and indigenous and local communities;

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<sup>46</sup> C 2009/24; C 2009/I/PV/3; C 2009/PV/9.

**Recalling** that the World Summit on Sustainable Development called for action to negotiate, within the framework of the Convention on Biological Diversity, an International Regime to promote and safeguard the fair and equitable sharing of benefits arising out of the utilization of genetic resources;

**Recalling further** that the Conference of the Parties of the Convention on Biological Diversity has agreed to finalize the International Regime on access to genetic resources and benefit-sharing, for consideration and adoption, at its Tenth Meeting to be held in Japan in October 2010;

**Emphasizing** the important work undertaken in the past by the FAO and its Commission on Genetic Resources for Food and Agriculture with regard to access to genetic resources for food and agriculture and benefit-sharing, in particular the adoption of the International Treaty on Plant Genetic Resources for Food and Agriculture and its Multilateral System of Access and Benefit-sharing, in harmony with the Convention on Biological Diversity;

**Emphasizing** that nothing in this Resolution in any way will prejudice or preclude the position of Member States in the negotiations of the International Regime under the Convention on Biological Diversity;

#### **THE CONFERENCE:**

**Reiterates** the need for FAO and its Commission on Genetic Resources for Food and Agriculture, in close collaboration with the Governing Body of the International Treaty, to contribute within their mandate to further work on access and benefit-sharing within the auspices of the Convention on Biological Diversity, for adequate treatment of genetic resources for food and agriculture in the International Regime;

**Expresses** its willingness to cooperate with the Convention on Biological Diversity and its Ad Hoc Open-ended Working Group on Access and Benefit-sharing using various available mechanisms;

**Invites** the Conference of the Parties of the Convention on Biological Diversity and its Ad Hoc Open-ended Working Group on Access and Benefit-sharing, to take into account the special nature of agricultural biodiversity, in particular genetic resources for food and agriculture, their distinctive features, and problems needing distinctive solutions; in developing policies they might consider sectoral approaches which allow for differential treatment of different sectors or sub-sectors of genetic resources, different genetic resources for food and agriculture, different activities or purposes for which they are carried out;

**Invites** the Conference of the Parties of the Convention on Biological Diversity and its Ad Hoc Open-ended Working Group on Access and Benefit-sharing to explore and assess options for the International Regime on Access and Benefit-sharing that allow for adequate flexibility to acknowledge and accommodate existing and future agreements relating to access and benefit-sharing developed in harmony with the Convention on Biological Diversity;

**Invites** the Conference of the Parties of the Convention on Biological Diversity to work closely with the Commission on Genetic Resources and the Governing Body of the International Treaty regarding access and benefit-sharing in the area of genetic resources for food and agriculture in a mutually supportive manner in future years;

**Wishes** the Conference of the Parties of the Convention on Biological Diversity a successful conclusion of the negotiations of an International Regime on access and benefit-sharing in Nagoya, in October 2010;

**Requests** the Director-General to bring this Resolution to the attention of the Executive Secretary of the Convention on Biological Diversity.

(Adopted on 23 November 2009)

**DATE AND PLACE OF THE THIRTY-SEVENTH CONFERENCE SESSION** <sup>47</sup>

175. The Conference decided that its Thirty-seventh Session should be held in Rome from 25 June to 2 July 2011.

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<sup>47</sup> C 2009/PV/7; C 2009/PV/9.





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**APPENDIX A****AGENDA FOR THE THIRTY-SIXTH SESSION OF THE CONFERENCE**

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**INTRODUCTION AND REVIEW OF THE STATE OF FOOD AND AGRICULTURE**

1. Election of Chairperson and Vice-Chairpersons
2. Appointment of General Committee and Credentials Committee
3. Adoption of the Agenda and Arrangements for the Session
4. Admission of Observers
5. Review of the State of Food and Agriculture

**SUBSTANTIVE AND POLICY MATTERS IN FOOD AND AGRICULTURE**

6. Global Strategy for Agricultural and Rural Statistics
7. Progress Report on the International Year of Natural Fibres 2009
8. Interim Report on the Triennial Comprehensive Policy Review of Operational Activities for Development of the United Nations System
9. Status of Implementation of the Global Plan of Action for Animal Genetic Resources
10. Global and Regulatory matters arising from:
  - 10.1 Report of the 28<sup>th</sup> Session of the Committee on Fisheries (2-6 March 2009)
  - 10.2 Report of the 19<sup>th</sup> Session of the Committee on Forestry (16-20 March 2009)
  - 10.3 Report of the 67<sup>th</sup> Session of the Committee on Commodity Problems (20-22 April 2009)
  - 10.4 Report of the 21<sup>st</sup> Session of the Committee on Agriculture (22-25 April 2009)
  - 10.5 Reports of the 34<sup>th</sup> (14-17 October 2008) and 35<sup>th</sup> (14-17 October 2009) Sessions of the Committee on World Food Security
11. United Nations/FAO World Food Programme
12. Outcome of the High Level Expert Forum on “How to Feed the World in 2050”
13. Evaluation of the International Year of the Potato 2008

**PROGRAMME AND BUDGETARY MATTERS**

14. Programme Implementation Report 2006-2007
15. Programme Evaluation Report 2009
16. FAO Strategic Framework 2010-19
17. Medium Term Plan 2010-13, and Programme of Work and Budget 2010-11
18. Report of the CoC-IEE on the Immediate Plan of Action for FAO Renewal
19. Incentives and other Measures to encourage Timely Payment of Contributions

**LEGAL, ADMINISTRATIVE AND FINANCIAL MATTERS****A. Constitutional and Legal Matters**

20. Amendments to the Basic Texts
21. Other Constitutional and Legal Matters

**B. Administrative and Financial Matters**

22. Audited Accounts 2006-2007
23. Scale of Contributions 2010-2011
24. Payment by the European Community to Cover Administrative and other Expenses Arising out of its Membership in the Organization

**APPOINTMENTS AND ELECTIONS**

25. Election of Council Members
26. Appointments
  - 26.1 Appointment of the Independent Chairperson of the Council
  - 26.2 Appointment of Representatives of the FAO Conference to the Staff Pension Committee

**OTHER MATTERS**

27. Date and Place of the Thirty-seventh Conference Session

28. Any Other Matters

28.1 McDougall Memorial Lecture

28.2 Presentation of B.R. Sen Awards

28.3 Presentation of A.H. Boerma Award

28.4 Presentation of Edouard Saouma Award

28.5 Margarita Lizárraga Medal

28.6 Statement by a Representative of FAO Staff Bodies

28.7 In Memoriam

28.8 Report of the Twelfth Session of the Commission on Genetic Resources for Food and Agriculture (Rome, 19-23 October 2009)



المرفق باء  
附录 B  
APPENDIX B  
ANNEXE B  
ПРИЛОЖЕНИЕ В  
APÉNDICE B

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قائمة المندوبين والمراقبين

代表和观察员名单

LIST OF DELEGATES AND OBSERVERS  
LISTE DES DÉLÉGUÉS ET OBSERVATEURS  
СПИСОК ДЕЛЕГАТОВ И НАБЛЮДАТЕЛЕЙ  
LISTA DE DELEGADOS Y OBSERVADORES

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الرئيس المستقل

主 席

Chairperson

Présidente

Председатель

Presidenta

: Ms. Kathleen A. MERRIGAN (United States of America)

نواب الرئيس

副主席

Vice-Chairpersons

Vice-présidents

Заместители Председателя

Vicepresidentes

: C.Q.K. MUSTAQ AHMED (Bangladesh)

: Hans-Heinrich WREDE (Germany)

: Ms Mary Margaret MUCHADA (Zimbabwe)



الأعضاء  
成 员  
**MEMBERS**  
**ЧЛЕНЫ**  
**MEMBRES**  
**MIEMBROS**

**AFGHANISTAN - AFGANISTÁN**

## Delegate

Musa M. MAROOFI  
Ambassador  
Permanent Representative to FAO  
Rome

## Alternate(s)

Abdul Ghani GHURIANI  
Director-General for Planning and Policy  
Ministry of Agriculture, Irrigation and  
Livestock  
Kabul

Assad ZAMIR  
Director-General for Programme  
Implementation and Coordination  
Ministry of Agriculture, Irrigation and  
Livestock  
Kabul

Abdul Razak AYAZI  
Agriculture Attaché  
Alternate Permanent Representative to  
FAO  
Rome

Ms Frozan NAWABI  
Second Secretary  
Embassy of the Islamic Republic of  
Afghanistan  
Rome

**ALBANIA - ALBANIE**

## Delegate

Genc RULI  
Minister for Agriculture, Food and  
Consumer's Protection  
Tirana

## Alternate(s)

Llesh KOLA  
Ambassador  
Permanent Representative to FAO  
Rome

Sali METANI  
Head of the EU Integration Unit  
Ministry of Agriculture, Food and  
Consumer's Protection  
Tirana

Ms Lida LLUKMANI  
Adviser to the Minister  
Ministry of Agriculture, Food and  
Consumer's Protection  
Tirana

Donika HOXHA  
Counsellor  
Alternate Permanent Representative to  
FAO  
Rome

**ALGERIA - ALGÉRIE - ARGELIA –**

## الجزائر

## Délégué

Rachid BENAÏSSA  
Ministre de l'agriculture et du  
développement rural  
Alger

مندوب

رشيد بن عيسى

وزير الفلاحة والتنمية الريفية

مدينة الجزائر

## Suppléant(s)

Rachid MARIF  
Ambassadeur  
Représentnat permanent auprès de la FAO  
Rome

مناوب (مناوبون)

رشيد معرف

السفير

والممثل الدائم لدى المنظمة

روما

Hocine LATLI  
Ministre Conseiller  
Représentant permanent adjoint auprès de  
la FAO  
Rome

حسين لعتيلى

الوزير المستشار

والممثل الدائم المساعد لدى المنظمة

روما

Abdel Nasser ZAIR  
Inspecteur Général  
Ministère de la Pêche et des Ressources  
Halieutiques  
Alger

عبد الناصر زاير

مفتش عام

وزارة الصيد البحري والموارد الصيدية

الجزائر

Kamel FELIACHI  
Directeur  
Chargé d'Études et de synthèse  
Ministère de l'agriculture et du  
développement rural  
Alger

كامل فلياشي

مسؤول الدراسات والتلخيص

وزارة الفلاحة والتنمية الريفية

الجزائر

Nabil TIBOURTINE

Secrétaire des affaires étrangères chargé du  
dossier FAO

Ministère des affaires étrangères

Alger

نبيل تيبورتين

سكرتير الشؤون الخارجية المسؤول عن العلاقات مع

منظمة الأغذية والزراعة

وزارة الشؤون الخارجية

مدينة الجزائر

Ali MAATALLAH

Directeur des Affaires Juridiques et de la  
Réglementation

Ministère de l'agriculture et du

développement rural

Alger

علي معاط الله

مدير الشؤون القانونية والتنظيمية

وزارة الفلاحة والتنمية الريفية

مدينة الجزائر

Mme Faiza YAKER

Chef de Bureau

Direction de la Programmation des

Investissements et des Etudes Economiques

Ministère de l'agriculture et du

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Alger

Alger

السيدة فايزة ياكور

رئيسة مكتب

مديرية البرمجة، الاستثمارات والدراسات الاقتصادية

وزارة الفلاحة والتنمية الريفية

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عثمان داروتشي

وزارة الزراعة والصيد والبيئة

مسؤول عن الطاقة والصناعة والصناعة الحرفية

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والممثل الدائم المناوب لدى المنظمة

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الأردن

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مندوب

سعيد المصري

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مناوب (مناوبون)

سمو الأميرة وجدان فواز مهني الهاشمي

السفير

والممثل الدائم لدى المنظمة

روما

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المستشار الزراعي

الممثل الدائم المناوب لدى المنظمة

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فراس خوري

المستشار

والممثل الدائم المناوب لدى المنظمة

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سليمان الركيبات  
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والممثل الدائم لدى المنظمة  
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والممثل الدائم المناوب لدى المنظمة  
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والممثل الدائم المناوب لدى المنظمة  
روما



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مناوب (مناوبون)

ملحم ميستو

السفير

والممثل الدائم المناوب لدى المنظمة

روما

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والممثل الدائم المناوب لدى المنظمة  
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صالح العربي  
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والممثل الدائم لدى المنظمة

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عقيل هاتور

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والممثل الدائم لدى المنظمة

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السفير

والممثل الدائم المناوب لدى المنظمة

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 والمسؤول عن التعاون بين تونس والمؤسسات المتعددة  
 الأطراف التي توجد مقرها في روما  
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سكرتير ثالث

والممثل الدائم المناوب لدى المنظمة

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شعيا محسن زيداني

السفير

والممثل الدائم لدى المنظمة

روما

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**APPENDIX C****LIST OF DOCUMENTS**

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C 2009/2-Add.1	Proposed theme for the General Debate: "Improved Preparedness for, and Effective Response to, Food and Agricultural Threats and Emergencies"
C 2009/3	Strategic Framework 2010-19
C 2009/3-Add.1	Addendum to the Strategic Framework 2010-19
C 2009/4	Programme Evaluation Report 2009
C 2009/5 A	Audited Accounts 2006-2007
C 2009/5 B	Audited Accounts 2006-2007: Report of the External Auditor
C 2009/6	Appointment of Representatives of the FAO Conference to the Staff Pension Committee
C 2009/7	Report of the CoC-IEE on the Immediate Plan of Action for FAO Renewal
C 2009/8	Programme Implementation Report 2006-2007
C 2009/9	Appointment of the Independent Chairperson of the Council
C 2009/10	Applications for Membership in the Organization
C 2009/11-Rev.1	Election of Council Members
C 2009/12	Arrangements for the 36 <sup>th</sup> Session of the Conference
C 2009/13	Admission to the Session of Representatives and Observers of International Organizations
C 2009/14	Interim Report on the Triennial Comprehensive Policy Review of Operational Activities for Development of the United Nations System

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C 2009/15	Medium Term Plan 2010-13, and Programme of Work and Budget 2010-2011
C 2009/16	Report of the 28 <sup>th</sup> Session of the Committee on Fisheries (2-6 March 2009)
C 2009/17	Report of the 19 <sup>th</sup> Session of the Committee on Forestry (16-20 March 2009)
C 2009/18	Report of the 67 <sup>th</sup> Session of the Committee on Commodity Problems (20-22 April 2009)
C 2009/19	Report of the 21 <sup>st</sup> Session of the Committee on Agriculture (22-25 April 2009)
C 2009/20	Report of the 34 <sup>th</sup> Session of the Committee on World Food Security (14-17 October 2008)
C 2009/21-Rev.1	Report of the 35 <sup>th</sup> Session of the Committee on World Food Security (14-17 October 2009)
C 2009/22	Status of Implementation of the Global Plan of Action for Animal Genetic Resources
C 2009/23	Global Strategy for Agricultural and Rural Statistics
C 2009/24	Report of the Twelfth Session of the Commission on Genetic Resources for Food and Agriculture (Rome, 19-23 October 2009)

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C 2009/INF/4	Statement of Competence and Voting Rights Submitted by the European Community and its Member States
C 2009/INF/5	Statement of the Director-General
C 2009/INF/6	Presentation of the B.R. Sen Awards
C 2009/INF/7	Presentation of the A.H. Boerma Award
C 2009/INF/8	Presentation of the Edouard Saouma Award

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C 2009/INF/9	McDougall Memorial Lecture
C 2009/INF/10	Annual Report of the WFP Executive Board to ECOSOC and the FAO Council on its Activities in 2007
C 2009/INF/11	Status of Contributions
C 2009/INF/12	Implementation of 2008-2009 Regional Conference Recommendations
C 2009/INF/13	Notification of Membership in the Five Technical Committees of the Council
C 2009/INF/14	Annual Report of the WFP Executive Board to ECOSOC and the FAO Council on its activities in 2008
C 2009/INF/15	Multilateral Treaties Deposited with the Director General
C 2009/INF/16	Outcome of the High Level Expert Forum on "How to Feed the World in 2050"
C 2009/INF/17	Report on the XIII World Forestry Congress (Buenos Aires, 18-23 October 2009)
C 2009/INF/18	Progress Report on the International Year of Natural Fibres 2009
C 2009/INF/19	Evaluation of the International Year of the Potato 2008
C 2009/INF/20	Incentives and Other Measures to Encourage Timely Payment of Contributions
C 2009/INF/20-Add.1	Incentives and Other Measures to Encourage Timely Payment of Contributions - Addendum
C 2009/INF/21	Possible Increase in the Membership of the Council
<b>C 2007/LIM Series</b>	
C 2009/LIM/1	First Report of the General Committee
C 2009/LIM/2	First Report of the Credentials Committee
C 2009/LIM/3	Audited Accounts 2006-2007 (Draft Resolution) (Extract from the Report of the Hundred and Thirty-sixth Council Session June 2009)

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C 2009/LIM/4	Scale of Contributions 2010-2011 (Draft Resolution) (Extract from the Report of the Hundred and Thirty-sixth Council Session - June 2009)
C 2009/LIM/5	Margarita Lizárraga Medal (Extract from the Report of the Hundred and Thirty-sixth Council Session - June 2009)
C 2009/LIM/6-Rev.1	Preparations for the Thirty-sixth Session of the FAO Conference (Recommendations to the Conference)
C 2009/LIM/7	Programme Implementation Report 2006-2007 (Extract from the Report of the Hundred and Thirty-sixth Council Session - June 2009)
C 2009/LIM/8	Amendments to the Basic Texts Required for the Implementation of the Immediate Plan of Action for FAO Renewal (Extract from the Report of the Hundred and Thirty-seventh Council Session - September-October 2009)
C 2009/LIM/9	Strategic Framework 2010-19, Medium Term Plan 2010-13 and Programme of Work and Budget 2010-11 (Extract from the Report of the Hundred and Thirty-seventh Council Session – September-October 2009)
C 2009/LIM/10	Report of the CoC-IEE on the Immediate Plan of Action for FAO Renewal (Draft Resolution) (Extract from the Chair's Aide-Mémoire of the Conference Committee for IEE Follow-up - Thursday 17 September 2009)
C 2009/LIM/11-Rev.1	Agreement on Port State Measures to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing (Extract from the Report of the Hundred and Thirty-seventh Council Session – September-October 2009)
C 2009/LIM/12-Rev.1	Report of the 89 <sup>th</sup> Session of the Committee on Constitutional and Legal Matters (27-28 October 2009)
C 2009/LIM/12-Add.1	Report of the 89 <sup>th</sup> Session of the Committee on Constitutional and Legal Matters (27-28 October 2009)
C 2009/LIM/13	Second Report of the Credentials Committee
C 2009/LIM/14	Third Report of the Credentials Committee
C 2009/LIM/15	Second Report of the General Committee
C 2009/LIM/16	Third Report of the General Committee
C 2009/LIM/17	First and Second Reports of the Resolutions Committee



**C 2009/REP/Series**

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and

C 2009/REP/18 to 30.8

C 2009/I/REP/6 to 13                  Draft Report of Commission I

C 2009/II/REP/14 to 17-Add.1       Draft Report of Commission II

**C 2009/PV/Series**

C 2009/PV/1 to 5                      Verbatim Records of Plenary

and

C 2009/PV/7 to 9

C 2009/I/PV/1 to 3                    Verbatim Records of Commission I

C 2009/II/PV/1 and 2                Verbatim Records of Commission II

**C 2009/DJ/Series**

C 2009/DJ/1 to 6                      Daily Journal of the Conference



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APPENDIX D

**REPORT OF THE COC-IEE TO THE FAO CONFERENCE ON THE IMMEDIATE  
PLAN OF ACTION FOR FAO RENEWAL**

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## **Report of the CoC-IEE to the FAO Conference on the Immediate Plan of Action for FAO Renewal**

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*In presenting its report to the Conference, the CoC- IEE wishes to express its appreciation for the strong support provided by FAO Management and the Director-General throughout the process. The CoC-IEE also gratefully acknowledges the unfailing commitment of FAO staff to the reform of the Organization. Moreover, the leadership, dedication and hard work of the Chair of the CoC-IEE, Prof. Mohammad Saeid Noori Naeini, of the Vice-Chairs, Ambassador Agnes van Ardenne-van der Hoeven and Ambassador Wilfred Joseph Ngirwa, as well as the Chairs, Co-Chairs, Vice-Chairs and Members of the Working Groups were crucial in bringing the work of the CoC-IEE to a successful conclusion.*

## INTRODUCTION

1. In 2008, the Special Session of the Conference adopted the Immediate Plan of Action (IPA) for FAO Renewal to be implemented between 2009 and 2011. The Conference also established “*a time-bound Conference Committee (CoC-IEE) for the duration of 2009 under Article VI of the FAO Constitution for continued follow-up to the Independent External Evaluation of FAO, completing outstanding work within the Immediate Plan of Action.*”<sup>1</sup>
2. The functions of the CoC-IEE were to recommend to the Conference in 2009:
  - “(1) *the new Strategic Framework, Medium Term Plan 2010-13 and the Programme of Work and Budget 2010-11 on the new integrated results-based framework;*
  - (2) *any changes found desirable in the size and regional representation in the Membership of the Council;*
  - (3) *further reforms of systems, culture change and organizational restructuring, including:*
    - (a) *Dynamic follow-up to the reports of the Root and Branch Review by management, including early actions,*
    - (b) *Initiation and review of the report of the study for an Organizational Risk Assessment and Management Framework,*
    - (c) *Plans for increased effectiveness of the decentralized offices,*
    - (d) *Detailed proposals for strengthened Human Resource management.”*
3. The CoC-IEE was also requested “*to recommend to the Conference in 2009 necessary changes in the Basic Texts as provided for in the Immediate Plan of Action*” and to monitor the implementation of the IPA during 2009, in close consultation with the FAO Governing Bodies.
4. The CoC-IEE was additionally requested “*to analyse the concept of “Reform with Growth” and submit proposals to the 2009 Conference*”.
5. The working arrangements for the CoC-IEE, its Bureau and Working Groups were similar to those adopted in 2008. The Working Groups were renamed to reflect the nature of the work to be carried out in 2009 as follows<sup>2</sup>:

<sup>1</sup> Resolution 1/2008: Adoption of the Immediate Plan of Action for FAO Renewal – the full text of the Resolution is reproduced as Annex 1 to this report.

<sup>2</sup> Details of membership and officers of the CoC-IEE, its Working Groups and Bureau are provided in Annex 2 to this report.

- Working Group I: Strategic Framework, Medium Term Plan and Programme of Work and Budget;
- Working Group II: Basic Texts and Membership of the Council;
- Working Group III: Reform of Systems, Culture Change and Organizational Restructuring.

6. At its first meeting on 21<sup>st</sup> January 2009, the CoC-IEE agreed its work plan. Efforts were made, through careful planning, to ensure that the programmes of work of the CoC-IEE and of the Management were fully consistent and, at the same time, well coordinated with the meetings of the Governing Bodies in 2009. In total, 28 sessions were initially scheduled, which were later increased to 36.

7. Additionally, a number of informal seminars were organized on IPA-related matters. They were arranged in response to requests made by Members, who wished to exchange views informally and interactively among themselves and with the Management on issues of particular interest. Although not part of the formal deliberations, the seminars proved to be useful in improving communication and understanding, thus helping to make progress on various issues in such areas as culture change, restructuring at Headquarters and in decentralized offices, results based management, streamlining of administrative processes, management of human resources, staff involvement and expectations, etc.

8. **Implementation of the IPA:** During 2009, progress on the implementation of the IPA has been reported regularly by FAO Management to the CoC-IEE and its Working Groups, as well as to the FAO Council. As called for in Resolution 1/2008, a Trust Fund was established for the implementation of the IPA. By the end of September 2009, 31 Members had made pledges totalling USD 8.3 million, while 23 had made payments to the Trust Fund totalling USD 5 million. The Resolution urged all Members to contribute extra- budgetary resources of a provisional amount of USD 21.8 million (exclusive of 7% PSC) for 2009. While the funding requirement for 2009 was subsequently revised down to USD 14.3 million (exclusive of PSC), with USD 9.8 million (or USD 10.5 million with PSC) considered essential to initiate the implementation of inter-dependent actions, the total pledges fall short of this amount.

9. Implementation of the IPA has proceeded based on 14 projects, each one grouping a number of closely related actions, under the responsibility of project leaders and teams established by Management. While much has been achieved already under many projects, depending on their scope and length, some important parts remain to be done. Implementation of the IPA is in fact only closing the first year of a longer period of time during which this complex process is expected to unfold. Therefore, as was the case in 2009, the continued execution leading to the completion of the IPA will represent a major feature of the forthcoming 2010-11 biennium.

10. In April 2009, the consulting firm Ernst and Young released their report at the conclusion of the IEE-recommended Root and Branch Review (RBR) of mainly administrative processes. To facilitate understanding of the varied and often interlocking reform measures and actions underlying both the IPA and the accepted recommendations from the RBR, an integrated approach has been adopted, as agreed by the CoC-IEE and the Council, by placing RBR-related actions under relevant IPA projects. Appendix 5 indicates the progress achieved in 2009 across all the IPA actions and provides an overview of all IPA actions over the period 2009 through 2011 and beyond.

11. The structure of the report follows the content of Resolution 1/2008 and reflects the main areas of work of the CoC-IEE in 2009. The first section provides an overview of the planning documentation prepared by Management in response to the requirements for a new results-based framework set out in the IPA. It also provides the CoC-IEE's analysis of the concept of "Reform with Growth". The second section of the report covers the area of Governance reform outlining the process that has led to drafting of the amendments to the Basic Texts necessary to the implementation of the IPA and the outcome of deliberations concerning the membership of the Council. Finally, the third section presents what has been achieved in the area of Reform of Systems, Culture Change and Organizational Restructuring while section IV lists the areas of outstanding work in relation to the IPA and the mechanisms which will be established in 2010 to ensure their completion.



## **I. STRATEGIC FRAMEWORK, MEDIUM TERM PLAN AND PROGRAMME OF WORK AND BUDGET**

12. This section outlines the new FAO results framework, providing an overview of the programming and budgeting documentation. It also covers the concept of “Reform with Growth”, as requested by the Conference in 2008. The planning documents represent a major effort to link means to ends, to define results based on contribution to objectives and resource requirements. They present a unified programme of work in the results frameworks for assessed and estimated voluntary contributions across all locations, starting the move from supply-driven to a demand-driven results and resource allocations. They also provide a basis for management accountability, internally and to the Members, through indicators in the results frameworks.

13. As called for by the IPA, and in order to make a clear link between the results that need to be delivered and the required resources, the Medium Term Plan (MTP) 2010-13 and the Programme of Work and Budget (PWB) 2010-11 have been, for the first time, presented by Management in a combined document. Based on the Strategic Framework, the four-year MTP presents a result-based programmatic approach to the work of the Organization under all sources of funds. The approach adopted in the MTP will help to focus and prioritize the work of the Organization, a process which will continue into the 2010-11 biennium.

14. The PWB, on other hand, sets out the resources, both from assessed and voluntary contributions, to be managed in a unified work programme over the first two years of the results frameworks in the MTP. The formulation process was particularly complex, as the PWB 2010-11 is in effect an all-inclusive package of reform and programme of work.

### **a) Strategic Framework**

15. The new Strategic Framework is a forward looking document with a ten-year horizon, subject to review every four years, setting forth the agreed Vision for FAO and Global Goals of Members, and outlining the results-based approach for programme planning, implementation, monitoring and reporting, within a means-to-ends hierarchy covering all the work of the Organization (Appendix 4).

16. In line with the format set out in the IPA (action 3.2), the Strategic Framework includes (see box):

- an analysis of the challenges facing food, agriculture and rural development (Section I);
- the agreed Vision for FAO and Global Goals of Members (Section II);
- the results-based approach for programme planning, implementation, monitoring and reporting, within a means-to-ends hierarchy covering all work of the Organization (Section III);
- the Strategic Objectives to be achieved by Member Countries with support from FAO (Section IV); and
- the eight Core Functions identified in the IPA, and representing the comparative advantages of FAO, across the Objectives (Section V).

### *FAO's results-based framework*

#### **FAO's Vision**

A world free of hunger and malnutrition where food and agriculture contributes to improving the living standards of all, especially the poorest, in an economically, socially and environmentally sustainable manner.

#### **The three Global Goals of Members**

- reduction of the absolute number of people suffering from hunger, progressively ensuring a world in which all people at all times have sufficient safe and nutritious food that meets their dietary needs and food preferences for an active and healthy life;
- elimination of poverty and the driving forward of economic and social progress for all, with increased food production, enhanced rural development and sustainable livelihoods;
- sustainable management and utilisation of natural resources, including land, water, air, climate and genetic resources, for the benefit of present and future generations.

#### **Strategic Objectives**

- A. Sustainable intensification of crop production.
- B. Increased sustainable livestock production.
- C. Sustainable management and use of fisheries and aquaculture resources.
- D. Improved quality and safety of foods at all stages of the food chain.
- E. Sustainable management of forests and trees.
- F. Sustainable management of land, water and genetic resources and improved responses to global environmental challenges affecting food and agriculture.
- G. Enabling environment for markets to improve livelihoods and rural development.
- H. Improved food security and better nutrition.
- I. Improved preparedness for, and effective response to, food and agricultural threats and emergencies.
- K. Gender equity in access to resources, goods, services and decision-making in the rural areas.
- L. Increased and more effective public and private investment in agriculture and rural development.

#### **Functional Objectives**

- X. Effective collaboration with Member States and stakeholders.
- Y. Efficient and effective administration.

#### **Core Functions**

- a. Monitoring and assessment of long-term and medium-term trends and perspectives.
- b. Assembly and provision of information, knowledge and statistics.
- c. Development of international instruments, norms and standards.
- d. Policy and strategy options and advice.
- e. Technical support to promote technology transfer and build capacity.
- f. Advocacy and communication.
- g. Interdisciplinarity and innovation.
- h. Partnerships and alliances.

17. In addressing the overall trends and challenges facing food, agriculture and rural development, FAO's new results-based approach provides a structured means for focusing on the opportunities where FAO is best placed to intervene, leveraging its comparative strengths vis-à-vis other development partners. This promotes a demand-driven definition of focused interventions that are directly linked to the achievement of Members' Goals and Objectives. These interventions are the basis for FAO's four-year results frameworks and two-year

programme of work presented in the Medium Term Plan and Programme of Work and Budget.

**b) Medium Term Plan**

18. The IPA established the format for the presentation of the Strategic and Functional Objectives and underlying Organizational Results in the MTP (IPA action 3.3).

19. The MTP has a four-year time horizon, to be reviewed each biennium, covering:

- a) Strategic Objectives for achievement with support from FAO by Member Countries and the international community, as per the Strategic Framework;
- b) Functional Objectives that ensure organizational processes and administration work towards improvements in a results-based framework;
- c) Organizational Results, being the outcomes expected to be achieved over a four-year period under all sources of funds, contributing to the Strategic Objectives;
- d) Core Functions of FAO; and
- e) Impact Focus Areas (IFAs) that provide a communication and advocacy tool to orient resource mobilization and partnering efforts toward priority groups of results.

The Working Groups welcomed the MTP and commended the more limited number of Organizational Results (56) in the new results framework in line with the earlier trend of reduction in Programme Entities (183).

20. **Indicators.** As foreseen in the IPA (action 3.3), the formulation of specific, measurable, achievable, realistic and time-bound (SMART) indicators of outcome is at the heart of the new FAO planning framework, and will be one of the critical success factors for an effective results-based management system. In this regard, the CoC-IEE Working Groups provided the following guidance: (i) indicators should measure outcome rather than output level results; (ii) the ability to effectively benchmark, measure and monitor the indicators on an ongoing basis through baselines and data sources should be ensured; and (iii) efforts should be made to limit the number of indicators for each outcome, so as to permit monitoring within foreseeable resource levels.

21. As set out in the IPA (action 3.12), the Organization is to put in place a resource mobilization and management strategy starting in the next biennium, comprising Impact Focus Areas, National Medium Term Priority Frameworks, and regional and subregional areas of priority action. The strategy will be part of the medium-term planning process to ensure the focus of voluntary contributions on the results frameworks and improve governing body monitoring and oversight.

22. **Impact Focus Areas.** As set out in the IPA (action 1.5), Impact Focus Areas (IFAs) have been established to:

- a) help mobilise resources for priority groups of results which could benefit from additional funding, acting as “flagships”, providing a communication and advocacy tool to better attract voluntary extra-budgetary resources and partnerships to supplement assessed contributions;
- b) progressively enable pooled, less rigidly tied and less earmarked, funding of voluntary extra-budgetary contributions;

- c) primarily address issues of priority to developing countries with emphasis on capacity building and getting policy frameworks right; and
- d) facilitate governing body oversight of the use of extra-budgetary resources in line with agreed priorities under the new budgeting model.

It was also recognized that the full utilization of IFAs is still work in progress and the issue should be regularly considered by the Finance and Programme Committees during 2010-11.

23. Seven Impact Focus Areas have been endorsed by the CoC-IEE, which will help to mobilize extra-budgetary support for 45 of the 49 Organizational Results under the Strategic Objectives.

#### **FAO's Impact Focus Areas**

- a) Support to the implementation of the Comprehensive Framework of Action (CFA) – smallholder farmer food production and global information and monitoring systems (IFA-CFA);
- b) Transboundary threats to production, health and environment (IFA-EMPRES);
- c) Strengthening the base for sustainable forest management (IFA-SFM);
- d) Capacity building in support of implementation of the Code of Conduct for Responsible Fisheries (IFA-CCRF);
- e) Coping with scarcity of water and land resources (IFA-WALS);
- f) Capacity building to strengthen information and statistics for decision making for the sustainable management of agriculture, natural resources, food security and poverty alleviation (IFA-CBIS);
- g) Global standard setting and implementation into national policies and legislation (IFA-SNL).

#### **c) Programme of Work and Budget**

24. As set out in the IPA (action 3.4), for the first time, the PWB 2010-11 presents an integrated view of the total resource requirements to carry out the Programme of Work, in the form of assessed contributions and voluntary contributions handled as a unified work programme. Through the results-based approach, these resources will be subject to the same planning and oversight arrangements, with encouragement to donors to reduce earmarking and increase pool funding of voluntary contributions. In the new planning cycle, as foreseen in the IPA, the Council will propose the Programme of Work, the level of assessed budget and provide an estimate of extra-budgetary funding to the Conference for further consideration and approval.

25. The CoC-IEE endorsed the application of the new budgeting model, as mandated by the IPA, noting that the integrated budget provided a more holistic view of resources at the disposal of the Organization, which is intended to improve governance, oversight and application to the agreed results frameworks while also highlighting the important role of voluntary contributions. While the uncertainty and earmarking of voluntary contributions could affect the achievement of planned results in the unified work programme, it was noted that the mobilization and provision of voluntary contributions need to be fully aligned with the Strategic Objectives. The voluntary contributions will be regularly monitored by the

Programme and Finance Committees and the Council, driven by results frameworks, and with less earmarking. This oversight will be facilitated by the introduction of a results-based implementation performance monitoring and reporting system in 2010-11.

26. The Programme of Work is based on the requirements to achieve the two-year targets under the results frameworks presented in the MTP for the Strategic Objectives and Functional Objectives, along with associated requirements for country offices, the Technical Cooperation Programme, and Capital and Security Expenditure.

27. The PWB is to cover a single biennium, with the budget divided between an administrative budget and a programme budget from assessed contributions and estimated extra-budgetary resources presented in a results-based framework and providing:

- the Organizational Results, including the organizational responsibility for each result to be achieved in the biennium;
- the quantification of costs for all Organizational Results and all obligations;
- a calculation of cost increases and planned efficiency savings;
- the provision for long-term liabilities, under-funded obligations and reserve funds; and
- the draft Appropriations Resolution for approval by the Conference.

#### **d) Results Frameworks**

28. As foreseen in the IPA (action 3.3) and agreed by the CoC-IEE and Council, the combined MTP/PWB provides the full elaboration of the results frameworks and the planned 2010-11 resource allocation for each Strategic Objective and Functional Objective, which includes:

- the objective title, being the benefits or changes expected to be achieved in a ten-year timeframe in country institutions, the international community or development partners;
- the statement of issues and challenges, being the problem(s) to be addressed, including significant demographic, environmental and macro-economic factors and trends; it highlights key development intervention needs focusing on opportunities for intervention by FAO, through targeted Organizational Results and Primary Tools;
- assumptions and risks associated with the achievement of the objective, assuming the Organizational Results are achieved. Assumptions are hypotheses about risks that could affect the progress or success of a development intervention;
- checklist of the application of the core functions to the achievement of each of the organizational results;
- organizational results, being the outcome, or effects, that are expected to be achieved over a four-year time horizon from the uptake and use of FAO's products and services;
- indicators, being the quantitative or qualitative factor or variable that provides a simple and reliable means to measure achievement, to reflect the changes connected to an intervention, or to help assess the performance of a development actor;
- baseline, being the value of the indicator measured at the beginning of the period – in this case the beginning of 2010;

- targets, being the value of the same indicator at the end of the two-year PWB and four-year MTP, hence reflecting what is expected to be achieved during those periods; and
- the level of resources (assessed and voluntary) planned for each Organizational Result across the Organization for the 2010-11 biennium.

It should be noted that the FAOR programme and the TCP at present are not fully integrated into the results based framework. Recognizing that this matter is work in progress, it will be further considered by management and the relevant Governing Bodies during the 2010-11 biennium aiming at implementation in 2012 to the extent possible.

29. Although an initial attempt has been made in the MTP at expressing the substantive priorities of the Organization, it is recognised that prioritization is a long-term exercise dependant on the availability of adequate complementary information from the Technical Committees and Regional Conferences, which should be provided in the first full cycle of results-based planning in 2010-11. In this context, the development of regional and subregional areas of priority action is foreseen for consideration by the Regional Conferences in 2010.

#### e) Concept of “Reform with Growth”

30. Resolution 1/2008 tasked the CoC-IEE with analysing the concept of “Reform with Growth” and submitting proposals to the 2009 Conference. In fact, while the expression of “Reform with Growth” was a central message of the IEE, it was not firmly defined by the evaluators.

31. On the basis of consultations with the Programme and Finance Committees, the Working Groups agreed that while there could be a range of perceptions about the implications of the concept, the notion of “Reform with Growth” entailed, inter alia, an adequately resourced Organization with stronger comparative advantage, improved governance and reinforced technical, administrative and managerial competencies, at Headquarters as well as in Decentralized Offices. The main conclusions are reproduced in the following box.

#### ***“Reform with Growth”<sup>3</sup>***

*“The Committees submitted to the CoC-IEE the following initial elements related to the concept of “reform with growth” for its consideration. The growth should be real, considering the following points:*

- a) a primary consideration of ensuring efficient and effective delivery of services to member countries;*
- b) the need to guarantee sustainability of the reforms presently carried out in the Organization;*
- c) the imperative of ensuring that highly qualified and sufficient human resources are at the disposal of FAO;*
- d) growth requirements not to be defined by pre-determined figures but be assessed in the first instance against the Strategic and Functional Objectives and MTP approved by the governing bodies; and*

<sup>3</sup> Paragraph 17 of the report of the Joint Meeting of the Programme and Finance Committees (CL 136/10, 13 May 2009).

e) *the expected full integration of Regular Budget and extra-budgetary resources in the MTP and PWB.*”

32. Members also stressed the need to consider options for a long-term approach to “Reform with Growth”, including combining increase in resources with greater accountability and effectiveness of a reformed Organization. In an attempt to further clarify the concept, the following aspects were emphasized:

- the inclusion of the impact on food security as one possible element of the definition of Reform with Growth;
- concern on the predictability of extra-budgetary resources;
- maintaining adequate levels in the Organization’s Human Resources;
- ensuring adequate monitoring of the process of Reform with Growth.

## II. GOVERNANCE REFORM

33. The 2008 Conference requested follow-up work in two areas of Governance: (i) the amendments to the Basic Texts of the Organization necessary for the implementation of the Immediate Plan of Action; and (ii) the issue of the Membership of the Council, which had been left open in 2008. The amendments to the Basic Texts recommended by the CoC-IEE, which are fully addressed in Appendix 3, are only briefly outlined in this section.

### a) Amendments to the FAO Basic Texts for the implementation of the IPA

34. The Special Session of the Conference determined (Resolution 1/2008) that the CoC-IEE should recommend to the Conference in 2009 necessary changes in the Basic Texts for the implementation of the Immediate Plan of Action (IPA). It further determined that this work be carried out on the basis of the recommendations of the Committee on Constitutional and Legal Matters (CCLM), and would be reviewed by the Council as appropriate.

35. The CCLM held five sessions in 2009, all open to silent observers. The CCLM recommended a number of amendments to the Basic Texts, covering all the areas in which they were mandated by the IPA.

36. Working Group II of the CoC-IEE met three times in 2009 to review the proposed amendments to the Basic Texts of the Organization. It also provided guidance to the CCLM on two specific matters, namely: (i) the harmonization of the status of the CCLM and the Programme and Finance Committees so that the CCLM, in addition to its seven elected members, would have a Chairperson elected by the Council, on the basis of individual qualifications, who would not represent a country or region and would not have the right to vote; and (ii) the possibility of replacing a Member during a session of the Programme and Finance Committees and the related procedure.

37. The CoC-IEE endorsed in June 2009 all the proposed amendments that had been recommended by the CCLM and reviewed by Working Group II at that time. This allowed to meet the July 2009 deadline required to inform FAO Members of the proposed amendments to the Constitution<sup>4</sup>. The CoC-IEE also noted that the CCLM should consider additional IPA-related amendments to the Basic Texts at a subsequent session in 2009.

38. In the *Report of the CoC-IEE on Amendments to the Basic Texts for the Implementation of the Immediate Plan of Action*, included as Appendix 3 to this report, changes to the Basic Texts are recommended in the following areas:

- Conference;
- Council;
- Independent Chairperson of the Council;
- Programme and Finance Committees;
- Committee on Constitutional and Legal Matters;
- Technical Committees;

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<sup>4</sup> The deadline for informing the Membership of proposed amendments to the Constitution is 120 days before the Conference session at which such proposals are to be put to the vote (Article XX, paragraph 4 of the Constitution).



- Regional Conferences;
- Ministerial Meetings;
- Appointment and term of office of the Director-General;
- Reform of Programming, Budgeting and Results-Based Monitoring;
- Delegation of authority of the Director-General.

39. In line with the CCLM recommendations, the proposed amendments are to be made to the Constitution, the General Rules of the Organization (GRO) and the Financial Regulations. In addition, some IPA actions are to be addressed through resolutions of the Conference. All the proposed amendments are fully addressed in Appendix 3 of this report.

#### **b) Membership of the FAO Council**

40. Resolution 1/2008 provided that the CoC-IEE should recommend to the Conference in 2009 “any changes found desirable in the size and regional representation in the Membership of the Council.”

41. The issue of the membership of the Council was discussed extensively in 2008, following the conclusion by Working Group II that the representational basis of Council membership was unbalanced and in need of review. In 2009, the various options for the membership of Council which had emerged from previous discussions were placed before Working Group II for further consideration, noting that an effective and efficient Council was considered important by all Members.

42. Working Group II agreed that: (i) the option of redistribution of seats among regions while maintaining the present size of Council was unacceptable; and (ii) the reconstitution of the Council on an executive board model with reduced membership (as recommended by the IEE) was not feasible at this point in time.

43. The possible options of leaving the Council membership unchanged or increasing the number of Council seats and the distribution of additional seats among Regional Groups were further discussed in Working Group II, as well as through consultations among the Regional Groups.

44. By the end of September 2009, while agreement on a possible change in the number of Council seats had not been arrived at, efforts were still being made with a view to reaching a consensus on this issue preferably by the Thirty-sixth Session of the Conference.

### **III. REFORM OF SYSTEMS, CULTURE CHANGE AND ORGANIZATIONAL RESTRUCTURING**

45. This section covers items in the area of administration, culture change and organizational restructuring. It also addresses the outcome of the Root and Branch Review (RBR) and the study for an Organizational Risk Assessment and Management Framework, as requested by the 2008 Conference.

#### **a) Headquarters Organizational Structure**

46. The IPA called for a comprehensive restructuring of FAO headquarters, to be initiated in 2009 and pursued in 2010-11 for completion by 2012 (IPA actions 3.91 through 3.103). It included a tentative revised organizational structure at Headquarters, with broad agreement in principle on the “apex” features of a new organigramme. More detailed elaboration of the structure remained to be carried out, based on consultations between Members and Management. The CoC-IEE endorses the comprehensive restructuring of FAO Headquarters (Figure 1) for implementation. As foreseen in the IPA, the organizational structure will be refined through 2012 based on consultation between Management and the Governing Bodies, including the alignment between cross-cutting issues such as rural development and food security and the structure.

47. Management submitted two analytical documents to the joint meetings of Working Groups I and III, with functional statements for the major units as well as clarifications in response to queries from Members. This work was undertaken with the understanding that consolidated proposals would be included in the PWB 2010-11.

48. This work was guided by the principles for restructuring, as outlined in paragraph 46 of the IPA, namely: ensuring manageable spans of control; consolidation of units and reducing silos; integration and representation of decentralized offices in senior management decision-making processes; flexible, delayed structures; effective development and use of human resources; management by results, delegation and accountability; cost-effective decisions on locations, and where possible sharing services with other UN agencies and outsourcing.

49. The new structure reduces to seven the number of direct reporting lines to the Director-General. A new executive management team will be led by the Director-General as chief executive officer and include the two Deputy Directors-General, representing the knowledge base of the Organization and the operational aspects of its work. This team will be more flexible, while having the responsibility, authority and functional scope to ensure that decisions on all aspects of the Organization’s work are enacted in a timely and effective manner.

50. The departmental structure under the apex takes account of functional analyses undertaken in 2009 and will be further informed by ongoing analyses and implementation of the IPA actions and RBR recommendations. The changes in the proposed departmental structure compared with the current organizational structure can be summarised as follows:

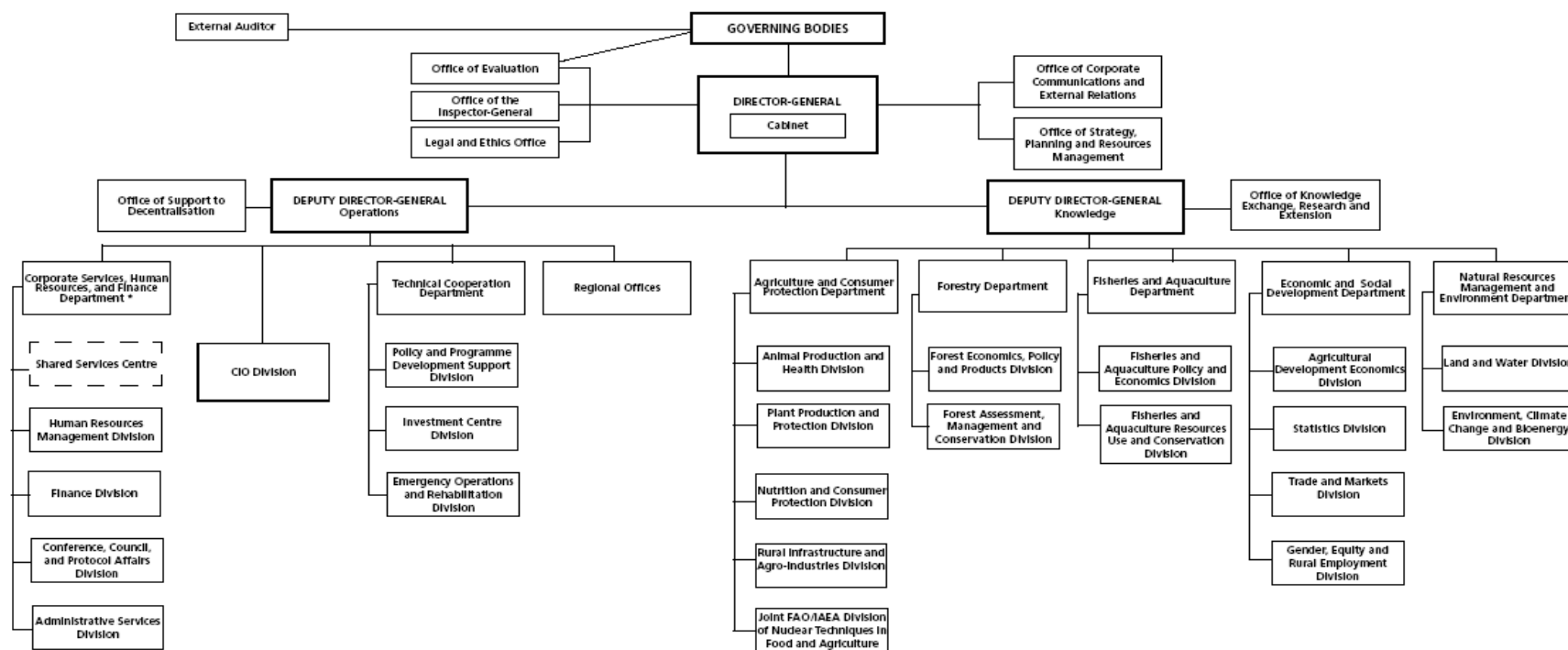
- a) The Knowledge and Communication Department and the Department of Human, Financial and Physical Resources will be abolished.

- b) A new Corporate Services, Human Resources and Finance Department will be established and progressively built over the biennium from: most of the Department of Human, Financial and Physical Resources Department (AF); parts of the Programme and Budget Service (PBEP), specifically functions related to financial forecasting and expenditure performance against budget; and the Conference, Council and Protocol Affairs Division (KCC).
- c) The Technical Cooperation Department will eliminate the Field Operations Division (TCO). Some of the latter division's activities will be absorbed into a new Unit for Monitoring and Coordination of Field Activities, attached to the Office of the ADG and others will be carried out by an expanded Policy and Programme Development Support Division (replacing the former TCA).
- d) The Natural Resources Management and Environment Department will continue to focus on the sustainable use of natural resources, coordination of genetic resources for food and agriculture and environmental aspects, including climate change and the challenges and opportunities of bioenergy. The Research and Extension Division will be eliminated and its functions transferred to the Office of Knowledge Exchange, Research and Extension.
- e) The Agriculture and Consumer Protection Department, and the Economic and Social Development Department will retain their current divisional structures, while significant changes will be implemented below the divisional level by adopting more flexible modalities, facilitated by layering.
- f) The Fisheries and Aquaculture Department and the Forestry Department will reduce the number of divisions from three to two, while keeping to their existing mandates.
- g) In response to a RBR recommendation aimed at reducing fragmentation and duplication, a single Chief Information Officer (CIO) Division, reporting directly to the Deputy Director-General Operations, will be responsible for delivery of Information Systems and Information Communications and Technology services.

51. Moreover, as recommended by the RBR, a separate follow-on external review of the role of the Office of the Director-General with regard to administrative activities has started in July 2009, the results of which will be available in late October.

52. The proposed Headquarters structure is illustrated in Figure 1, while details of posts and resources allocated to individual departments can be found in the PWB 2010-11.

Figure 1: Headquarters Organigramme



\* Structure and functions of Corporate Services, Human Resources, and Finance Department subject to further adjustments.

Service

**b) Decentralized Structure (decentralized offices staffing, location and coverage)**

53. The CoC-IEE reiterated the importance of strengthening FAO's decentralized structure, recognizing that the success of the Organization depends on its ability to extend the knowledge it produces to the field to help countries address the challenges they face. In this context, it was decided to include resources for Member visits to Decentralized Offices (DOs) in the PWB 2010-11. In 2009, field visits by FAO Permanent Representatives have proved to be extremely useful in allowing Members and Governing Bodies to familiarize themselves with the work of the DOs. Such visits enable them to get a first-hand impression of the challenges these offices are facing to support countries in their developmental and humanitarian efforts, as well as understand the options and issues for improving the functioning of these offices.

54. As provided for in the IPA (actions 3.76 through 3.90), over the 2010-11 biennium a strong emphasis will be put on improving the coherence, performance and integration of the current Decentralized Offices (DOs) network and ensuring that the Organization functions as one.

55. The regional offices (ROs), working as appropriate with subregional offices (SROs), will progressively take on new responsibilities for which they will be accountable, for: (i) overseeing the country offices, including the management of resources of the FAO Representations (FAOR) network; (ii) managing the non-emergency TCP programme in the respective regions; (iii) leading the strategic planning, programming and budgeting process for the region; (iv) supervising regional technical officers; (v) organizing and servicing the strengthened Regional Conferences; (vi) leading partnerships, particularly with regional organizations; and (vii) supporting country offices on matters dealing with UN reforms. The funding of Regional Offices must be commensurate with their new responsibilities.

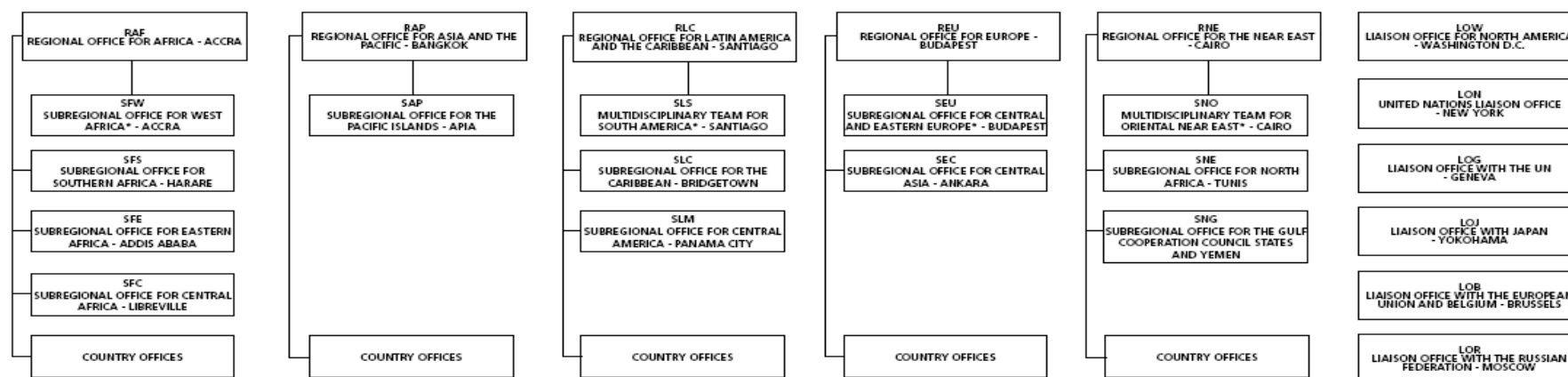
56. DOs will assume their new role in strategic planning and priority-setting at corporate and decentralized level. They will support the development of National Medium-term Priority Frameworks (NMTPFs) and (sub)regional priority areas. They will also take active part in the progressive formulation and introduction of Impact Focus Areas, including implementation of the associated resource mobilization strategy. Staff in DOs will be trained on results-based management concepts and a new system of operational planning, monitoring and reporting; and benchmarking will be developed and rolled out.

57. The initiatives taken by Management, within the authority of the Director-General, to address in the short term the structural deficit in the budget of the Country Offices network were endorsed by the CoC-IEE. In line with the recommendations of the IEE, it was agreed to abolish the Lapse Factor for posts in the FAORs network. This will allow greater provision of resources for the FAORs budget and entail a reduction of the structural deficit. The remainder of the FAOR network deficit during 2010-11 will be covered through interim measures such as appointing Emergency Coordinators as Officers-in-Charge of FAO Representations where feasible and with the prior consent of the concerned donors and, on a case by case basis, placing current FAO Representatives against vacant posts in the Regional and subregional offices. Efforts to obtain timely and full payment of Government Counterpart Cash Contributions (GCCC) will also be pursued, taking into consideration special conditions facing countries.

58. **Decentralization of OCD functions and the TCP.** As called for by the IPA, in the new PWB, TCP resources have been allocated to regions under the authority of the Regional Representatives (IPA action 3.22). Moreover, OCD's support functions vis-à-vis country offices have been transferred to the regional and subregional offices concerned (IPA action 3.95). The provisional resource allocations in the PWB 2010-11 resulting from these new arrangements may have to be adjusted during implementation.

59. As may be noted in Figure 2, which illustrates the decentralized structure, ROs will oversee the country offices in their respective regions, and the Regional Representatives will report to the Deputy Director-General (Operations). Subject to any amendments that may arise from the external review of the Office of the Director-General, the Liaison Offices with the United Nations in Geneva and New York will report to the Office of Corporate Communications and External Relations, while the remaining Liaison Offices will report to the Deputy Director-General (Operations).

Figure 2: Decentralized Organigrammes



### c) Human Resources Management

60. The IPA stated that “FAO’s human resources are the main asset of the Organization, providing the totality of its technical support to Member Countries” and outlined a series of actions to be undertaken in this area (IPA actions 3.59 through 3.75). In 2009, the CoC-IEE confirmed Human Resources (HR) as a key area for a successful reform of the Organization, urging Management to continue considering it as a priority.

61. Management developed, in consultation with Members, a Human Resources Management Strategy and Policy Framework<sup>5</sup> which embodies three consolidated key HR goals, namely:

- (a) to enable a workforce of excellence and high performance;
- (b) to establish HR as a strategic partner in corporate management; and
- (c) to provide efficient and effective HR services in support of programme delivery.

62. Within these goals, six central HR initiatives underpinning the effective delivery of the goals have been identified. They consist of: Performance Evaluation; Management/Leadership training; Management Information Reporting; new HR Policies; support to restructuring; and streamlining initiatives.

63. The RBR in its final report made a series of recommendations on human resources management, which included: (i) a major shift in the HR function towards a “business partner” approach; (ii) a new accountability framework for the HR function; (iii) streamlining existing HR processes with a view to deriving greater efficiencies in the delivery of these processes; (iv) establishing new HR processes (such as HR strategy, HR communication and HR staffing) that would strengthen the HR function and transform it into a more strategic function; (v) realigning the skill-mix and competencies of the professional staff in the HR function; and (vi) reinforcing managerial competencies.

64. The proposed integration of the accepted RBR recommendations into the HR Framework was endorsed by CoC-IEE, which noted that the three HR goals embodied in the Strategy Framework were consistent with Functional Objective Y (entitled “efficient and effective administration”) and its associated Organizational Results. The contribution of the underlying matrices of indicators and targets to enhancing Results-based Management was acknowledged. The CoC-IEE also recognized that the HR Management Strategy Framework was a ‘living’ document which would be revised and updated as necessary to reflect new, emerging HR initiatives and improvements.

65. The business partner approach envisaged with a view to transforming the HR function into a more strategic and advisory function was welcomed as well as the measures being undertaken to develop supporting tools such as the HR management information reporting system. Moreover, the importance of providing streamlined and effective HR services to improve operational efficiency and client satisfaction was stressed.

66. Given the fundamental role of the HR function in the effective management and renewal of the Organization, the Finance Committee, at its 128<sup>th</sup> session held in July 2009, called for strengthened collaboration with other organizations of the UN common system in

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<sup>5</sup> *Progress Report on Implementation of Human Resources Management Strategy and Policy Framework* (FC 128/9).



developing appropriate HR management policies, welcoming in this regard FAO's active participation in the UN Chief Executive Board's (CEB) Human Resources Network.

67. The modernisation of the HR function will be an intensive and continuous process over the next two biennia. Reform will take place in a phased approach with detailed results-based work plans with indicators of achievement and targets that enable measurement of progress and oversight, and which dovetail with other areas of IEE follow-up, including the Root and Branch Review and culture change in the Organization. Adequate attention should also be given to ensuring a balanced gender and geographical representation amongst the staff of the Organization.

68. Progress will be monitored by the Council through the Finance Committee which, in recognition of the importance of the HR function within the Organization, has reaffirmed that the review of the implementation of the HR strategy framework should continue to be a standing item on the agenda of its future regular sessions. With a view to strengthening its oversight of the implementation of the principal HR initiatives, the Committee also requested that the framework be complemented by regular progress reports on the implementation of each of the initiatives, and an assessment of the impact of completed activities, where appropriate.

#### **d) Culture Change**

69. The IPA stressed that "culture change is fundamental to the successful reform of FAO" and welcomed the establishment by Management of a Culture Change Team in a process led by the Deputy Director-General. In 2009, significant progress has been achieved in this crucial area. The CoC-IEE recognized the intensive work undertaken by the Culture Change Team which has led, through active participation of FAO staff, to the development of an internal vision, as called for in IPA action 3.31. Throughout the year, seminars with staff were organized at Headquarters and in the Decentralized Offices allowing the Culture Change Team to benefit from inputs from over 1000 staff. Thirty proposals for action were developed under the umbrella of *Recognition and Rewards*, *Career Development* and *Creating an Inclusive Work Environment*. In 2010, culture change activities will focus on the approval and implementation of these proposals, seeking close alignment and synergies with the Human Resources Management Division. Efforts to ensure the integration of culture change in the overall reform process as well as its long-term sustainability need to be actively continued across the Organization.

#### **e) Organizational Risk Assessment and Management Framework**

70. A strategy for improving FAO's approach to risk management was presented to the Working Groups by the Deloitte consultants and by the Office of the Inspector General. The proposed approach calls for an internally-led project supported by specialized risk management consultants as needed, rather than a consultant-led approach as included under the IPA (actions 3.49 through 3.54). The Finance Committee put particular emphasis on the importance of proper financial prudence throughout the Organization in line with recommendations of the IEE and the IPA and expressed satisfaction with Management's commitment to implementing Enterprise Risk Management, including mainstreaming risk management in the future performance evaluation system.

#### IV. THE WAY FORWARD

71. This section describes the next steps in the reform process, indicating areas where further work will need to be carried out as well as the follow-up mechanisms envisaged to ensure adequate monitoring of the implementation of the IPA.

##### a) Areas of Outstanding Work

72. By the end of 2009, 56 percent of the total number of IPA actions mandated in Conference Resolution 1/2008 are projected for completion. In the course of 2010-11 and beyond, a number of very complex projects will be carried out with the aim of introducing new ways of managing, new work processes, new administrative services, new HR policies, and new monitoring, reporting and evaluation systems which will significantly change the way the Organization works (see Appendix 5). Management will present a revised time-plan for the continued implementation of the reform agenda. During the next biennium, IPA actions will predominantly fall into the five following areas:

- *Focus on Member needs through **results-based programming**, monitoring, reporting and resource mobilization:* the Organization will develop monitoring and reporting systems to provide key performance information to Members and further enhance the new planning and budgeting model with inter alia the activities mentioned in paras 22, 25 and 28 regarding the utilization of the IFAs and the full implementation of the results-based management framework. An organization-wide rollout of the staff appraisal system (PEMS) will be undertaken in 2010-11 to complete the “accountability link” between FAO Strategic Objectives and individual staff performance. Emphasis will be given to prioritization of the technical work of the Organization, which is an ongoing exercise that needs to be actively pursued throughout the first full cycle of results-based planning in 2010-11. A resource mobilization and management strategy, comprising Impact Focus Areas, national Medium Term Priority Frameworks, and regional and subregional areas of priority action, will be implemented with a view to ensuring that voluntary contributions focus on the agreed results frameworks and improve Governing Body monitoring and oversight.
- ***Functioning as one Organization** by aligning its structures, roles and responsibilities to the results framework:* the Headquarters structure will continue to be refined, and the Organization will invest in the essential infrastructure to enable staff in the Decentralized Offices to be able to use the same corporate tools and facilities as their colleagues in Headquarters. The Organization will also double the number of staff rotating between Headquarters and/or the Decentralized Offices to ensure the flow of knowledge and expertise between the offices, and enrich the experiences and knowledge of the staff. Further clarifications of the functions of some units will be required to ensure that the Organization functions as one. Management will prepare a medium to long-term vision related to the structure and functioning of the Decentralized Offices network, taking account of the IPA actions on decentralization. After receiving inputs from the Regional Conferences, Management will formulate and present in 2010 proposals to the relevant Governing Bodies for review, approval and implementation. The whole process will take place with active participation and guidance of the CoC-IEE. FAO’s partnerships will be enhanced and renewed pursuing the possibilities for further joint activities and collaborative arrangements with the

Rome-based agencies and the United Nations system, as well as the private sector and civil society organizations.

- *Optimizing human resources through **HR policy, practice and culture change***: the Organization will fully develop a joined up and consistent system for the recruitment and development of young professionals, and invest in additional professional staff in the Human Resources Management Division to support their role as strategic business partners to the Organization. Important initiatives such as the staff rotation policy and the roll out of the Performance Evaluation and Management System will be carried out. Culture change activities will focus on monitoring the implementation of the internal vision and ensuring the integration of culture change in the overall reform process.
- *Efficient use of Member contributions through **reform of administrative and management systems***: the functioning of the Shared Services Centres will be enhanced and the review and further automation of the registry function will commence. The new printing and distribution unit will be established and a range of improvements to headquarters and field procurement processes will be introduced. Administrative processes will continue to be streamlined, also taking into consideration the results of the ongoing external review of the administrative activities of the Office of the Director-General. A pilot enterprise risk management project will be completed, which will assess FAO's current risk management structure/framework, identify gaps and inform the development of an Organization-wide Enterprise Risk Management Framework, which will contain the necessary elements to continuously improve the Organization's risk management capabilities.
- *Improved articulation of Member needs through **effective governance and oversight***: the evaluation function will be further strengthened, including in its advisory role on results based management, programming and budgeting. Multi-year programmes of work for the Council, the Council Committees and the Regional Conferences will be further defined and prepared. The functions and Terms of Reference for the proposed Ethics Committee will remain under review of the relevant Governing Bodies.

## **b) Governing Body Follow-up Arrangements**

73. The CoC-IEE considered two possible options for governance follow-up in the course of 2010-11 and agreed to put in place oversight arrangements as set out below, on the explicit understanding that the proposed CoC-IEE for 2010-11 would be chaired by the Independent Chairperson of the FAO Council.

74. A time-bound Committee of the Conference will be created for the duration of 2010-11, which will report to the Conference in 2011, and will be similar in nature to the 2009 CoC-IEE. For continuity, such Committee will be given the same name and acronym (CoC-IEE) as the current Conference Committee. However, it will be different in terms of mandate and structure. Its mandate will be focused on providing overall monitoring and follow-up of the implementation of the IPA, in addition to guidance for any required improvement in this regard. It will meet less frequently (up to three times a year) and its structure will be simpler: no distinct working groups will be required to address specific issues, and no dedicated secretariat will be needed to service the Committee on a regular basis, while in other respects it will operate pursuant to similar modalities of work:

- it will be open to full participation by all Members, conduct its work in all languages of the Organization, and take its decisions through consensus to the extent possible;
- its meetings will be scheduled taking into account related sessions of the Governing Bodies to ensure proper sequencing of complementary meetings, and will not be held in parallel with major meetings of the Rome-based UN Organizations;
- it will appoint a Bureau consisting of the Chairperson and the two Vice-Chairpersons of the Committee and one representative of Member Nations per region, which will exclusively address administrative and organizational matters;
- it will be proactively supported by Management, which will provide secretariat services and the required documents for its meetings.

75. At the same time, use will be made of the existing Governing Bodies, specifically the Council, Finance Committee, Programme Committee and Committee on Constitutional and Legal Matters:

- the Council will continue to monitor the overall progress in implementation of the IPA and report to the Conference in 2011, receiving from Management progress reports on IPA implementation for review and guidance;
- the Programme Committee, Finance Committee and Committee on Constitutional and Legal Matters will, as appropriate, provide specific inputs to the Council in their respective areas of mandate;
- the Independent Chairperson of the Council will, within his/her strengthened function, play a proactive facilitating and coordination role in the performance of this oversight function.

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APPENDIX E

**AGREEMENT ON PORT STATE MEASURES TO PREVENT, DETER AND  
ELIMINATE ILLEGAL, UNREPORTED AND UNREGULATED FISHING**

**PREAMBLE**

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*The Parties to this Agreement,*

*Deeply concerned* about the continuation of illegal, unreported and unregulated fishing and its detrimental effect upon fish stocks, marine ecosystems and the livelihoods of legitimate fishers, and the increasing need for food security on a global basis,

*Conscious* of the role of the port State in the adoption of effective measures to promote the sustainable use and the long-term conservation of living marine resources,

*Recognizing* that measures to combat illegal, unreported and unregulated fishing should build on the primary responsibility of flag States and use all available jurisdiction in accordance with international law, including port State measures, coastal State measures, market related measures and measures to ensure that nationals do not support or engage in illegal, unreported and unregulated fishing,

*Recognizing* that port State measures provide a powerful and cost-effective means of preventing, deterring and eliminating illegal, unreported and unregulated fishing,

*Aware of* the need for increasing coordination at the regional and interregional levels to combat illegal, unreported and unregulated fishing through port State measures,

*Acknowledging* the rapidly developing communications technology, databases, networks and global records that support port State measures,

*Recognizing* the need for assistance to developing countries to adopt and implement port State measures,

*Taking note of* the calls by the international community through the United Nations System, including the United Nations General Assembly and the Committee on Fisheries of the Food and Agriculture Organization of the United Nations, hereinafter referred to as 'FAO', for a binding international instrument on minimum standards for port State measures, based on the 2001 FAO International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing and the 2005 FAO Model Scheme on Port State Measures to Combat Illegal, Unreported and Unregulated Fishing,

*Bearing in mind* that, in the exercise of their sovereignty over ports located in their territory, States may adopt more stringent measures, in accordance with international law,

*Recalling* the relevant provisions of the United Nations Convention on the Law of the Sea of 10 December 1982, hereinafter referred to as the ‘Convention’,

*Recalling* the Agreement for the Implementation of the Provisions of the United Nations Convention on the Law of the Sea of 10 December 1982 relating to the Conservation and Management of Straddling Fish Stocks and Highly Migratory Fish Stocks of 4 December 1995, the Agreement to Promote Compliance with International Conservation and Management Measures by Fishing Vessels on the High Seas of 24 November 1993 and the 1995 FAO Code of Conduct for Responsible Fisheries,

*Recognizing* the need to conclude an international agreement within the framework of FAO, under Article XIV of the FAO Constitution,

*Have agreed as follows:*

## **PART 1 GENERAL PROVISIONS**

### **Article 1 Use of terms**

For the purposes of this Agreement:

- (a) “conservation and management measures” means measures to conserve and manage living marine resources that are adopted and applied consistently with the relevant rules of international law including those reflected in the Convention;
- (b) “fish” means all species of living marine resources, whether processed or not;
- (c) “fishing” means searching for, attracting, locating, catching, taking or harvesting fish or any activity which can reasonably be expected to result in the attracting, locating, catching, taking or harvesting of fish;
- (d) “fishing related activities” means any operation in support of, or in preparation for, fishing, including the landing, packaging, processing, transshipping or transporting of fish that have not been previously landed at a port, as well as the provisioning of personnel, fuel, gear and other supplies at sea;
- (e) “illegal, unreported and unregulated fishing” refers to the activities set out in paragraph 3 of the 2001 FAO International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing, hereinafter referred to as ‘IUU fishing’;
- (f) “Party” means a State or regional economic integration organization that has consented to be bound by this Agreement and for which this Agreement is in force;
- (g) “port” includes offshore terminals and other installations for landing, transshipping, packaging, processing, refuelling or resupplying;
- (h) “regional economic integration organization” means a regional economic integration organization to which its member States have transferred competence over matters

covered by this Agreement, including the authority to make decisions binding on its member States in respect of those matters;

- (i) “regional fisheries management organization” means an intergovernmental fisheries organization or arrangement, as appropriate, that has the competence to establish conservation and management measures; and
- (j) “vessel” means any vessel, ship of another type or boat used for, equipped to be used for, or intended to be used for, fishing or fishing related activities.

## **Article 2** **Objective**

The objective of this Agreement is to prevent, deter and eliminate IUU fishing through the implementation of effective port State measures, and thereby to ensure the long-term conservation and sustainable use of living marine resources and marine ecosystems.

## **Article 3** **Application**

1. Each Party shall, in its capacity as a port State, apply this Agreement in respect of vessels not entitled to fly its flag that are seeking entry to its ports or are in one of its ports, except for:
  - (a) vessels of a neighbouring State that are engaged in artisanal fishing for subsistence, provided that the port State and the flag State cooperate to ensure that such vessels do not engage in IUU fishing or fishing related activities in support of such fishing ; and
  - (b) container vessels that are not carrying fish or, if carrying fish, only fish that have been previously landed, provided that there are no clear grounds for suspecting that such vessels have engaged in fishing related activities in support of IUU fishing.
2. A Party may, in its capacity as a port State, decide not to apply this Agreement to vessels chartered by its nationals exclusively for fishing in areas under its national jurisdiction and operating under its authority therein. Such vessels shall be subject to measures by the Party which are as effective as measures applied in relation to vessels entitled to fly its flag.
3. This Agreement shall apply to fishing conducted in marine areas that is illegal, unreported or unregulated, as defined in Article 1(e) of this Agreement, and to fishing related activities in support of such fishing.
4. This Agreement shall be applied in a fair, transparent and non-discriminatory manner, consistent with international law.
5. As this Agreement is global in scope and applies to all ports, the Parties shall encourage all other entities to apply measures consistent with its provisions. Those that may not otherwise become Parties to this Agreement may express their commitment to act consistently with its provisions.

**Article 4**  
**Relationship with international law and**  
**other international instruments**

1. Nothing in this Agreement shall prejudice the rights, jurisdiction and duties of Parties under international law. In particular, nothing in this Agreement shall be construed to affect:
  - (a) the sovereignty of Parties over their internal, archipelagic and territorial waters or their sovereign rights over their continental shelf and in their exclusive economic zones;
  - (b) the exercise by Parties of their sovereignty over ports in their territory in accordance with international law, including their right to deny entry thereto as well as to adopt more stringent port State measures than those provided for in this Agreement, including such measures adopted pursuant to a decision of a regional fisheries management organization.
2. In applying this Agreement, a Party does not thereby become bound by measures or decisions of, or recognize, any regional fisheries management organization of which it is not a member.
3. In no case is a Party obliged under this Agreement to give effect to measures or decisions of a regional fisheries management organization if those measures or decisions have not been adopted in conformity with international law.
4. This Agreement shall be interpreted and applied in conformity with international law taking into account applicable international rules and standards, including those established through the International Maritime Organization, as well as other international instruments.
5. Parties shall fulfil in good faith the obligations assumed pursuant to this Agreement and shall exercise the rights recognized herein in a manner that would not constitute an abuse of right.

**Article 5**  
**Integration and coordination at the national level**

Each Party shall, to the greatest extent possible:

- (a) integrate or coordinate fisheries related port State measures with the broader system of port State controls;
- (b) integrate port State measures with other measures to prevent, deter and eliminate IUU fishing and fishing related activities in support of such fishing, taking into account as appropriate the 2001 FAO International Plan of Action to Prevent, Deter and Eliminate Illegal, Unreported and Unregulated Fishing; and
- (c) take measures to exchange information among relevant national agencies and to coordinate the activities of such agencies in the implementation of this Agreement.



## **Article 6**

### **Cooperation and exchange of information**

1. In order to promote the effective implementation of this Agreement and with due regard to appropriate confidentiality requirements, Parties shall cooperate and exchange information with relevant States, FAO, other international organizations and regional fisheries management organizations, including on the measures adopted by such regional fisheries management organizations in relation to the objective of this Agreement.
2. Each Party shall, to the greatest extent possible, take measures in support of conservation and management measures adopted by other States and other relevant international organizations.
3. Parties shall cooperate, at the subregional, regional and global levels, in the effective implementation of this Agreement including, where appropriate, through FAO or regional fisheries management organizations and arrangements.

## **PART 2**

### **ENTRY INTO PORT**

## **Article 7**

### **Designation of ports**

1. Each Party shall designate and publicize the ports to which vessels may request entry pursuant to this Agreement. Each Party shall provide a list of its designated ports to FAO, which shall give it due publicity.
2. Each Party shall, to the greatest extent possible, ensure that every port designated and publicized in accordance with paragraph 1 of this Article has sufficient capacity to conduct inspections pursuant to this Agreement.

## **Article 8**

### **Advance request for port entry**

1. Each Party shall require, as a minimum standard, the information requested in Annex A to be provided before granting entry to a vessel to its port.
2. Each Party shall require the information referred to in paragraph 1 of this Article to be provided sufficiently in advance to allow adequate time for the port State to examine such information.

## **Article 9**

### **Port entry, authorization or denial**

1. After receiving the relevant information required pursuant to Article 8, as well as such other information as it may require to determine whether the vessel requesting entry into its port has engaged in IUU fishing or fishing related activities in support of such fishing, each Party shall decide whether to authorize or deny the entry of the vessel into its port and shall communicate this decision to the vessel or to its representative.
2. In the case of authorization of entry, the master of the vessel or the vessel's representative shall be required to present the authorization for entry to the competent authorities of the Party upon the vessel's arrival at port.

3. In the case of denial of entry, each Party shall communicate its decision taken pursuant to paragraph 1 of this Article to the flag State of the vessel and, as appropriate and to the extent possible, relevant coastal States, regional fisheries management organizations and other international organizations.
4. Without prejudice to paragraph 1 of this Article, when a Party has sufficient proof that a vessel seeking entry into its port has engaged in IUU fishing or fishing related activities in support of such fishing, in particular the inclusion of a vessel on a list of vessels having engaged in such fishing or fishing related activities adopted by a relevant regional fisheries management organization in accordance with the rules and procedures of such organization and in conformity with international law, the Party shall deny that vessel entry into its ports, taking into due account paragraphs 2 and 3 of Article 4.
5. Notwithstanding paragraphs 3 and 4 of this Article, a Party may allow entry into its ports of a vessel referred to in those paragraphs exclusively for the purpose of inspecting it and taking other appropriate actions in conformity with international law which are at least as effective as denial of port entry in preventing, deterring and eliminating IUU fishing and fishing related activities in support of such fishing.
6. Where a vessel referred to in paragraph 4 or 5 of this Article is in port for any reason, a Party shall deny such vessel the use of its ports for landing, transshipping, packaging, and processing of fish and for other port services including, *inter alia*, refuelling and resupplying, maintenance and drydocking. Paragraphs 2 and 3 of Article 11 apply *mutatis mutandis* in such cases. Denial of such use of ports shall be in conformity with international law.

#### **Article 10**

##### **Force majeure or distress**

Nothing in this Agreement affects the entry of vessels to port in accordance with international law for reasons of force majeure or distress, or prevents a port State from permitting entry into port to a vessel exclusively for the purpose of rendering assistance to persons, ships or aircraft in danger or distress.

### **PART 3**

#### **USE OF PORTS**

#### **Article 11**

##### **Use of ports**

1. Where a vessel has entered one of its ports, a Party shall deny, pursuant to its laws and regulations and consistent with international law, including this Agreement, that vessel the use of the port for landing, transshipping, packaging and processing of fish that have not been previously landed and for other port services, including, *inter alia*, refuelling and resupplying, maintenance and drydocking, if:
- (a) the Party finds that the vessel does not have a valid and applicable authorization to engage in fishing or fishing related activities required by its flag State;
  - (b) the Party finds that the vessel does not have a valid and applicable authorization to engage in fishing or fishing related activities required by a coastal State in respect of areas under the national jurisdiction of that State;

- (c) the Party receives clear evidence that the fish on board was taken in contravention of applicable requirements of a coastal State in respect of areas under the national jurisdiction of that State;
  - (d) the flag State does not confirm within a reasonable period of time, on the request of the port State, that the fish on board was taken in accordance with applicable requirements of a relevant regional fisheries management organization taking into due account paragraphs 2 and 3 of Article 4; or
  - (e) the Party has reasonable grounds to believe that the vessel was otherwise engaged in IUU fishing or fishing related activities in support of such fishing, including in support of a vessel referred to in paragraph 4 of Article 9, unless the vessel can establish:
    - (i) that it was acting in a manner consistent with relevant conservation and management measures; or
    - (ii) in the case of provision of personnel, fuel, gear and other supplies at sea, that the vessel that was provisioned was not, at the time of provisioning, a vessel referred to in paragraph 4 of Article 9.
2. Notwithstanding paragraph 1 of this Article, a Party shall not deny a vessel referred to in that paragraph the use of port services:
- (a) essential to the safety or health of the crew or the safety of the vessel, provided these needs are duly proven, or
  - (b) where appropriate, for the scrapping of the vessel.
3. Where a Party has denied the use of its port in accordance with this Article, it shall promptly notify the flag State and, as appropriate, relevant coastal States, regional fisheries management organizations and other relevant international organizations of its decision.
4. A Party shall withdraw its denial of the use of its port pursuant to paragraph 1 of this Article in respect of a vessel only if there is sufficient proof that the grounds on which use was denied were inadequate or erroneous or that such grounds no longer apply.
5. Where a Party has withdrawn its denial pursuant to paragraph 4 of this Article, it shall promptly notify those to whom a notification was issued pursuant to paragraph 3 of this Article.

## **PART 4**

### **INSPECTIONS AND FOLLOW-UP ACTIONS**

#### **Article 12**

##### **Levels and priorities for inspection**

1. Each Party shall inspect the number of vessels in its ports required to reach an annual level of inspections sufficient to achieve the objective of this Agreement.
2. Parties shall seek to agree on the minimum levels for inspection of vessels through, as appropriate, regional fisheries management organizations, FAO or otherwise.

3. In determining which vessels to inspect, a Party shall give priority to:
  - (a) vessels that have been denied entry or use of a port in accordance with this Agreement;
  - (b) requests from other relevant Parties, States or regional fisheries management organizations that particular vessels be inspected, particularly where such requests are supported by evidence of IUU fishing or fishing related activities in support of such fishing by the vessel in question; and
  - (c) other vessels for which there are clear grounds for suspecting that they have engaged in IUU fishing or fishing related activities in support of such fishing.

### **Article 13** **Conduct of inspections**

1. Each Party shall ensure that its inspectors carry out the functions set forth in Annex B as a minimum standard.
2. Each Party shall, in carrying out inspections in its ports:
  - (a) ensure that inspections are carried out by properly qualified inspectors authorized for that purpose, having regard in particular to Article 17;
  - (b) ensure that, prior to an inspection, inspectors are required to present to the master of the vessel an appropriate document identifying the inspectors as such;
  - (c) ensure that inspectors examine all relevant areas of the vessel, the fish on board, the nets and any other gear, equipment, and any document or record on board that is relevant to verifying compliance with relevant conservation and management measures;
  - (d) require the master of the vessel to give inspectors all necessary assistance and information, and to present relevant material and documents as may be required, or certified copies thereof;
  - (e) in case of appropriate arrangements with the flag State of the vessel, invite that State to participate in the inspection;
  - (f) make all possible efforts to avoid unduly delaying the vessel to minimize interference and inconvenience, including any unnecessary presence of inspectors on board, and to avoid action that would adversely affect the quality of the fish on board;
  - (g) make all possible efforts to facilitate communication with the master or senior crew members of the vessel, including where possible and where needed that the inspector is accompanied by an interpreter;
  - (h) ensure that inspections are conducted in a fair, transparent and non-discriminatory manner and would not constitute harassment of any vessel; and

- (i) not interfere with the master's ability, in conformity with international law, to communicate with the authorities of the flag State.

#### **Article 14** **Results of inspections**

Each Party shall, as a minimum standard, include the information set out in Annex C in the written report of the results of each inspection.

#### **Article 15** **Transmittal of inspection results**

Each Party shall transmit the results of each inspection to the flag State of the inspected vessel and, as appropriate, to:

- (a) relevant Parties and States, including:
  - (i) those States for which there is evidence through inspection that the vessel has engaged in IUU fishing or fishing related activities in support of such fishing within waters under their national jurisdiction; and
  - (ii) the State of which the vessel's master is a national;
- (b) relevant regional fisheries management organizations; and
- (c) FAO and other relevant international organizations.

#### **Article 16** **Electronic exchange of information**

1. To facilitate implementation of this Agreement, each Party shall, where possible, establish a communication mechanism that allows for direct electronic exchange of information, with due regard to appropriate confidentiality requirements.
2. To the extent possible and with due regard to appropriate confidentiality requirements, Parties should cooperate to establish an information-sharing mechanism, preferably coordinated by FAO, in conjunction with other relevant multilateral and intergovernmental initiatives, and to facilitate the exchange of information with existing databases relevant to this Agreement.
3. Each Party shall designate an authority that shall act as a contact point for the exchange of information under this Agreement. Each Party shall notify the pertinent designation to FAO.
4. Each Party shall handle information to be transmitted through any mechanism established under paragraph 1 of this Article consistent with Annex D.
5. FAO shall request relevant regional fisheries management organizations to provide information concerning the measures or decisions they have adopted and implemented which relate to this Agreement for their integration, to the extent possible and taking due account of the appropriate confidentiality requirements, into the information-sharing mechanism referred to in paragraph 2 of this Article.

## **Article 17**

### **Training of inspectors**

Each Party shall ensure that its inspectors are properly trained taking into account the guidelines for the training of inspectors in Annex E. Parties shall seek to cooperate in this regard.

## **Article 18**

### **Port State actions following inspection**

1. Where, following an inspection, there are clear grounds for believing that a vessel has engaged in IUU fishing or fishing related activities in support of such fishing, the inspecting Party shall:
  - (a) promptly notify the flag State and, as appropriate, relevant coastal States, regional fisheries management organizations and other international organizations, and the State of which the vessel's master is a national of its findings; and
  - (b) deny the vessel the use of its port for landing, transshipping, packaging and processing of fish that have not been previously landed and for other port services, including, *inter alia*, refuelling and resupplying, maintenance and drydocking, if these actions have not already been taken in respect of the vessel, in a manner consistent with this Agreement, including Article 4.
2. Notwithstanding paragraph 1 of this Article, a Party shall not deny a vessel referred to in that paragraph the use of port services essential for the safety or health of the crew or the safety of the vessel.
3. Nothing in this Agreement prevents a Party from taking measures that are in conformity with international law in addition to those specified in paragraphs 1 and 2 of this Article, including such measures as the flag State of the vessel has expressly requested or to which it has consented.

## **Article 19**

### **Information on recourse in the port State**

1. A Party shall maintain the relevant information available to the public and provide such information, upon written request, to the owner, operator, master or representative of a vessel with regard to any recourse established in accordance with its national laws and regulations concerning port State measures taken by that Party pursuant to Articles 9, 11, 13 or 18, including information pertaining to the public services or judicial institutions available for this purpose, as well as information on whether there is any right to seek compensation in accordance with its national laws and regulations in the event of any loss or damage suffered as a consequence of any alleged unlawful action by the Party.
2. The Party shall inform the flag State, the owner, operator, master or representative, as appropriate, of the outcome of any such recourse. Where other Parties, States or international organizations have been informed of the prior decision pursuant to Articles 9, 11, 13 or 18, the Party shall inform them of any change in its decision.

## **PART 5**

### **ROLE OF FLAG STATES**

#### **Article 20**

##### **Role of flag States**

1. Each Party shall require the vessels entitled to fly its flag to cooperate with the port State in inspections carried out pursuant to this Agreement.
2. When a Party has clear grounds to believe that a vessel entitled to fly its flag has engaged in IUU fishing or fishing related activities in support of such fishing and is seeking entry to or is in the port of another State, it shall, as appropriate, request that State to inspect the vessel or to take other measures consistent with this Agreement.
3. Each Party shall encourage vessels entitled to fly its flag to land, transship, package and process fish, and use other port services, in ports of States that are acting in accordance with, or in a manner consistent with this Agreement. Parties are encouraged to develop, including through regional fisheries management organizations and FAO, fair, transparent and non-discriminatory procedures for identifying any State that may not be acting in accordance with, or in a manner consistent with, this Agreement.
4. Where, following port State inspection, a flag State Party receives an inspection report indicating that there are clear grounds to believe that a vessel entitled to fly its flag has engaged in IUU fishing or fishing related activities in support of such fishing, it shall immediately and fully investigate the matter and shall, upon sufficient evidence, take enforcement action without delay in accordance with its laws and regulations.
5. Each Party shall, in its capacity as a flag State, report to other Parties, relevant port States and, as appropriate, other relevant States, regional fisheries management organizations and FAO on actions it has taken in respect of vessels entitled to fly its flag that, as a result of port State measures taken pursuant to this Agreement, have been determined to have engaged in IUU fishing or fishing related activities in support of such fishing.
6. Each Party shall ensure that measures applied to vessels entitled to fly its flag are at least as effective in preventing, deterring, and eliminating IUU fishing and fishing related activities in support of such fishing as measures applied to vessels referred to in paragraph 1 of Article 3.

## **PART 6**

### **REQUIREMENTS OF DEVELOPING STATES**

#### **Article 21**

##### **Requirements of developing States**

1. Parties shall give full recognition to the special requirements of developing States Parties in relation to the implementation of port State measures consistent with this Agreement. To this end, Parties shall, either directly or through FAO, other specialized agencies of the United Nations or other appropriate international organizations and bodies, including regional fisheries management organizations, provide assistance to developing States Parties in order to, *inter alia*:
  - (a) enhance their ability, in particular the least-developed among them and small island developing States, to develop a legal basis and capacity for the implementation of effective port State measures;

- (b) facilitate their participation in any international organizations that promote the effective development and implementation of port State measures; and
  - (c) facilitate technical assistance to strengthen the development and implementation of port State measures by them, in coordination with relevant international mechanisms.
- 2. Parties shall give due regard to the special requirements of developing port States Parties, in particular the least-developed among them and small island developing States, to ensure that a disproportionate burden resulting from the implementation of this Agreement is not transferred directly or indirectly to them. In cases where the transfer of a disproportionate burden has been demonstrated, Parties shall cooperate to facilitate the implementation by the relevant developing States Parties of specific obligations under this Agreement.
- 3. Parties shall, either directly or through FAO, assess the special requirements of developing States Parties concerning the implementation of this Agreement.
- 4. Parties shall cooperate to establish appropriate funding mechanisms to assist developing States in the implementation of this Agreement. These mechanisms shall, *inter alia*, be directed specifically towards:
  - (a) developing national and international port State measures;
  - (b) developing and enhancing capacity, including for monitoring, control and surveillance and for training at the national and regional levels of port managers, inspectors, and enforcement and legal personnel;
  - (c) monitoring, control, surveillance and compliance activities relevant to port State measures, including access to technology and equipment; and
  - (d) assisting developing States Parties with the costs involved in any proceedings for the settlement of disputes that result from actions they have taken pursuant to this Agreement.
- 5. Cooperation with and among developing States Parties for the purposes set out in this Article may include the provision of technical and financial assistance through bilateral, multilateral and regional channels, including South-South cooperation.
- 6. Parties shall establish an *ad hoc* working group to periodically report and make recommendations to the Parties on the establishment of funding mechanisms including a scheme for contributions, identification and mobilization of funds, the development of criteria and procedures to guide implementation, and progress in the implementation of the funding mechanisms. In addition to the considerations provided in this Article, the *ad hoc* working group shall take into account, *inter alia*:
  - (a) the assessment of the needs of developing States Parties, in particular the least-developed among them and small island developing States;
  - (b) the availability and timely disbursement of funds;
  - (c) transparency of decision-making and management processes concerning fundraising and allocations; and



- (d) accountability of the recipient developing States Parties in the agreed use of funds. Parties shall take into account the reports and any recommendations of the *ad hoc* working group and take appropriate action.

## **PART 7 DISPUTE SETTLEMENT**

### **Article 22 Peaceful settlement of disputes**

1. Any Party may seek consultations with any other Party or Parties on any dispute with regard to the interpretation or application of the provisions of this Agreement with a view to reaching a mutually satisfactory solution as soon as possible.
2. In the event that the dispute is not resolved through these consultations within a reasonable period of time, the Parties in question shall consult among themselves as soon as possible with a view to having the dispute settled by negotiation, inquiry, mediation, conciliation, arbitration, judicial settlement or other peaceful means of their own choice.
3. Any dispute of this character not so resolved shall, with the consent of all Parties to the dispute, be referred for settlement to the International Court of Justice, to the International Tribunal for the Law of the Sea or to arbitration. In the case of failure to reach agreement on referral to the International Court of Justice, to the International Tribunal for the Law of the Sea or to arbitration, the Parties shall continue to consult and cooperate with a view to reaching settlement of the dispute in accordance with the rules of international law relating to the conservation of living marine resources.

## **PART 8 NON-PARTIES**

### **Article 23 Non-Parties to this Agreement**

1. Parties shall encourage non-Parties to this Agreement to become Parties thereto and/or to adopt laws and regulations and implement measures consistent with its provisions.
2. Parties shall take fair, non-discriminatory and transparent measures consistent with this Agreement and other applicable international law to deter the activities of non-Parties which undermine the effective implementation of this Agreement.

## **PART 9 MONITORING, REVIEW AND ASSESSMENT**

### **Article 24 Monitoring, review and assessment**

1. Parties shall, within the framework of FAO and its relevant bodies, ensure the regular and systematic monitoring and review of the implementation of this Agreement as well as the assessment of progress made towards achieving its objective.
2. Four years after the entry into force of this Agreement, FAO shall convene a meeting of the Parties to review and assess the effectiveness of this Agreement in achieving its objective. The Parties shall decide on further such meetings as necessary.

## **PART 10 FINAL PROVISIONS**

### **Article 25 Signature**

This Agreement shall be open for signature at FAO from 22 November 2009 until 21 November 2010, by all States and regional economic integration organizations.

### **Article 26 Ratification, acceptance or approval**

1. This Agreement shall be subject to ratification, acceptance or approval by the signatories.
2. Instruments of ratification, acceptance or approval shall be deposited with the Depositary.

### **Article 27 Accession**

1. After the period in which this Agreement is open for signature, it shall be open for accession by any State or regional economic integration organization.
2. Instruments of accession shall be deposited with the Depositary.

### **Article 28 Participation by Regional Economic Integration Organizations**

1. In cases where a regional economic integration organization that is an international organization referred to in Annex IX, Article 1, of the Convention does not have competence over all the matters governed by this Agreement, Annex IX to the Convention shall apply *mutatis mutandis* to participation by such regional economic integration organization in this Agreement, except that the following provisions of that Annex shall not apply:

- (a) Article 2, first sentence; and
- (b) Article 3, paragraph 1.

2. In cases where a regional economic integration organization that is an international organization referred to in Annex IX, Article 1, of the Convention has competence over all the matters governed by this Agreement, the following provisions shall apply to participation by the regional economic integration organization in this Agreement:

- (a) at the time of signature or accession, such organization shall make a declaration stating:
  - (i) that it has competence over all the matters governed by this Agreement;
  - (ii) that, for this reason, its member States shall not become States Parties, except in respect of their territories for which the organization has no responsibility; and
  - (iii) that it accepts the rights and obligations of States under this Agreement;
- (b) participation of such an organization shall in no case confer any rights under this Agreement on member States of the organization;

- (c) in the event of a conflict between the obligations of such organization under this Agreement and its obligations under the Agreement establishing the organization or any acts relating to it, the obligations under this Agreement shall prevail.

## **Article 29**

### **Entry into force**

1. This Agreement shall enter into force thirty days after the date of deposit with the Depositary of the twenty-fifth instrument of ratification, acceptance, approval or accession in accordance with Article 26 or 27.
2. For each signatory which ratifies, accepts or approves this Agreement after its entry into force, this Agreement shall enter into force thirty days after the date of the deposit of its instrument of ratification, acceptance or approval.
3. For each State or regional economic integration organization which accedes to this Agreement after its entry into force, this Agreement shall enter into force thirty days after the date of the deposit of its instrument of accession.
4. For the purposes of this Article, any instrument deposited by a regional economic integration organization shall not be counted as additional to those deposited by its Member States.

## **Article 30**

### **Reservations and exceptions**

No reservations or exceptions may be made to this Agreement.

## **Article 31**

### **Declarations and statements**

Article 30 does not preclude a State or regional economic integration organization, when signing, ratifying, accepting, approving or acceding to this Agreement, from making a declaration or statement, however phrased or named, with a view to, *inter alia*, the harmonization of its laws and regulations with the provisions of this Agreement, provided that such declaration or statement does not purport to exclude or to modify the legal effect of the provisions of this Agreement in their application to that State or regional economic integration organization.

## **Article 32**

### **Provisional application**

1. This Agreement shall be applied provisionally by States or regional economic integration organizations which consent to its provisional application by so notifying the Depositary in writing. Such provisional application shall become effective from the date of receipt of the notification.
2. Provisional application by a State or regional economic integration organization shall terminate upon the entry into force of this Agreement for that State or regional economic integration organization or upon notification by that State or regional economic integration organization to the Depositary in writing of its intention to terminate provisional application.

### **Article 33**

#### **Amendments**

1. Any Party may propose amendments to this Agreement after the expiry of a period of two years from the date of entry into force of this Agreement.
2. Any proposed amendment to this Agreement shall be transmitted by written communication to the Depositary along with a request for the convening of a meeting of the Parties to consider it. The Depositary shall circulate to all Parties such communication as well as all replies to the request received from Parties. Unless within six months from the date of circulation of the communication one half of the Parties object to the request, the Depositary shall convene a meeting of the Parties to consider the proposed amendment.
3. Subject to Article 34, any amendment to this Agreement shall only be adopted by consensus of the Parties present at the meeting at which it is proposed for adoption.
4. Subject to Article 34, any amendment adopted by the meeting of the Parties shall come into force among the Parties having ratified, accepted or approved it on the ninetieth day after the deposit of instruments of ratification, acceptance or approval by two-thirds of the Parties to this Agreement based on the number of Parties on the date of adoption of the amendment. Thereafter the amendment shall enter into force for any other Party on the ninetieth day after that Party deposits its instrument of ratification, acceptance or approval of the amendment.
5. For the purposes of this Article, an instrument deposited by a regional economic integration organization shall not be counted as additional to those deposited by its Member States.

### **Article 34**

#### **Annexes**

1. The Annexes form an integral part of this Agreement and a reference to this Agreement shall constitute a reference to the Annexes.
2. An amendment to an Annex to this Agreement may be adopted by two-thirds of the Parties to this Agreement present at a meeting where the proposed amendment to the Annex is considered. Every effort shall however be made to reach agreement on any amendment to an Annex by way of consensus. An amendment to an Annex shall be incorporated in this Agreement and enter into force for those Parties that have expressed their acceptance from the date on which the Depositary receives notification of acceptance from one-third of the Parties to this Agreement, based on the number of Parties on the date of adoption of the amendment. The amendment shall thereafter enter into force for each remaining Party upon receipt by the Depositary of its acceptance.

### **Article 35**

#### **Withdrawal**

Any Party may withdraw from this Agreement at any time after the expiry of one year from the date upon which the Agreement entered into force with respect to that Party, by giving written notice of such withdrawal to the Depositary. Withdrawal shall become effective one year after receipt of the notice of withdrawal by the Depositary.

### **Article 36**

#### **The Depositary**

The Director-General of FAO shall be the Depositary of this Agreement. The Depositary shall:

- (a) transmit certified copies of this Agreement to each signatory and Party;
- (b) register this Agreement, upon its entry into force, with the Secretariat of the United Nations in accordance with Article 102 of the Charter of the United Nations;
- (c) promptly inform each signatory and Party to this Agreement of all:
  - (i) signatures and instruments of ratification, acceptance, approval and accession deposited under Articles 25, 26 and 27;
  - (ii) the date of entry into force of this Agreement in accordance with Article 29;
  - (iii) proposals for amendment to this Agreement and their adoption and entry into force in accordance with Article 33;
  - (iv) proposals for amendment to the Annexes and their adoption and entry into force in accordance with Article 34; and
  - (v) withdrawals from this Agreement in accordance with Article 35.

### **Article 37**

#### **Authentic texts**

The Arabic, Chinese, English, French, Russian and Spanish texts of this Agreement are equally authentic.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries, being duly authorized, have signed this Agreement.

DONE at Rome, on this 22 day of November, 2009.

**ANNEX A**  
**Information to be provided in advance by**  
**vessels requesting port entry**

<b>1. Intended port of call</b>									
<b>2. Port State</b>									
<b>3. Estimated date and time of arrival</b>									
<b>4. Purpose(s)</b>									
<b>5. Port and date of last port call</b>									
<b>6. Name of the vessel</b>									
<b>7. Flag State</b>									
<b>8. Type of vessel</b>									
<b>9. International Radio Call Sign</b>									
<b>10. Vessel contact information</b>									
<b>11. Vessel owner(s)</b>									
<b>12. Certificate of registry ID</b>									
<b>13. IMO ship ID, if available</b>									
<b>14. External ID, if available</b>									
<b>15. RFMO ID, if applicable</b>									
<b>16. VMS</b>	No		Yes: National		Yes: RFMO(s)		Type:		
<b>17. Vessel dimensions</b>	Length				Beam		Draft		
<b>18. Vessel master name and nationality</b>									
<b>19. Relevant fishing authorization(s)</b>									
<i>Identifier</i>	<i>Issued by</i>	<i>Validity</i>	<i>Fishing area(s)</i>	<i>Species</i>	<i>Gear</i>				

<b>20. Relevant transshipment authorization(s)</b>								
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>				
<i>Identifier</i>		<i>Issued by</i>		<i>Validity</i>				
<b>21. Transshipment information concerning donor vessels</b>								
<i>Date</i>	<i>Location</i>	<i>Name</i>	<i>Flag State</i>	<i>ID number</i>	<i>Species</i>	<i>Product form</i>	<i>Catch area</i>	<i>Quantity</i>
<b>22. Total Catch onboard</b>							<b>23. Catch to be offloaded</b>	
<i>Species</i>	<i>Product form</i>	<i>Catch area</i>	<i>Quantity</i>			<i>Quantity</i>		

## ANNEX B

### Port State inspection procedures

Inspectors shall:

- a) verify, to the extent possible, that the vessel identification documentation onboard and information relating to the owner of the vessel is true, complete and correct, including through appropriate contacts with the flag State or international records of vessels if necessary;
- b) verify that the vessel's flag and markings (e.g. name, external registration number, International Maritime Organization (IMO) ship identification number, international radio call sign and other markings, main dimensions) are consistent with information contained in the documentation;
- c) verify, to the extent possible, that the authorizations for fishing and fishing related activities are true, complete, correct and consistent with the information provided in accordance with Annex A;
- d) review all other relevant documentation and records held onboard, including, to the extent possible, those in electronic format and vessel monitoring system (VMS) data from the flag State or relevant regional fisheries management organizations (RFMOs). Relevant documentation may include logbooks, catch, transshipment and trade documents, crew lists, stowage plans and drawings, descriptions of fish holds, and documents required pursuant to the Convention on International Trade in Endangered Species of Wild Fauna and Flora;
- e) examine, to the extent possible, all relevant fishing gear onboard, including any gear stowed out of sight as well as related devices, and to the extent possible, verify that they are in conformity with the conditions of the authorizations. The fishing gear shall, to the extent possible, also be checked to ensure that features such as the mesh and twine size, devices and attachments, dimensions and configuration of nets, pots, dredges, hook sizes and numbers are in conformity with applicable regulations and that the markings correspond to those authorized for the vessel;
- f) determine, to the extent possible, whether the fish on board was harvested in accordance with the applicable authorizations;
- g) examine the fish, including by sampling, to determine its quantity and composition. In doing so, inspectors may open containers where the fish has been pre-packed and move the catch or containers to ascertain the integrity of fish holds. Such examination may include inspections of product type and determination of nominal weight;
- h) evaluate whether there is clear evidence for believing that a vessel has engaged in IUU fishing or fishing related activities in support of such fishing;
- i) provide the master of the vessel with the report containing the result of the inspection, including possible measures that could be taken, to be signed by the inspector and the master. The master's signature on the report shall serve only as acknowledgment of the receipt of a copy of the report. The master shall be given the opportunity to add any comments or objection to the report, and, as appropriate, to contact the relevant authorities of the flag State in particular where the master has



serious difficulties in understanding the content of the report. A copy of the report shall be provided to the master; and

- j) arrange, where necessary and possible, for translation of relevant documentation.

## ANNEX C

## Report of the results of the inspection

<b>1. Inspection report no</b>			<b>2. Port State</b>		
<b>3. Inspecting authority</b>					
<b>4. Name of principal inspector</b>			<b>ID</b>		
<b>5. Port of inspection</b>					
<b>6. Commencement of inspection</b>		YYYY	MM	DD	HH
<b>7. Completion of inspection</b>		YYYY	MM	DD	HH
<b>8. Advanced notification received</b>		Yes		No	
<b>9. Purpose(s)</b>		LAN	TRX	PRO	
		OTH (specify)			
<b>10. Port and State and date of last port call</b>			YYYY	MM	DD
<b>11. Vessel name</b>					
<b>12. Flag State</b>					
<b>13. Type of vessel</b>					
<b>14. International Radio Call Sign</b>					
<b>15. Certificate of registry ID</b>					
<b>16. IMO ship ID, if available</b>					
<b>17. External ID, if available</b>					
<b>18. Port of registry</b>					
<b>19. Vessel owner(s)</b>					
<b>20. Vessel beneficial owner(s), if known and different from vessel owner</b>					
<b>21. Vessel operator(s), if different from vessel owner</b>					
<b>22. Vessel master name and nationality</b>					
<b>23. Fishing master name and nationality</b>					
<b>24. Vessel agent</b>					
<b>25. VMS</b>	No	Yes: National	Yes: RFMOs	Type:	
<b>26. Status in RFMO areas where fishing or fishing related activities have been undertaken, including any IUU vessel listing</b>					
Vessel identifier	RFMO	Flag State status	Vessel on authorized vessel list	Vessel on IUU vessel list	
<b>27. Relevant fishing authorization(s)</b>					
Identifier	Issued by	Validity	Fishing area(s)	Species	Gear
<b>28. Relevant transshipment authorization(s)</b>					
Identifier		Issued by	Validity		
Identifier		Issued by	Validity		

<b>29. Transshipment information concerning donor vessels</b>						
<i>Name</i>	<i>Flag State</i>	<i>ID no.</i>	<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity</i>
<b>30. Evaluation of offloaded catch (quantity)</b>						
<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity declared</i>	<i>Quantity offloaded</i>	<i>Difference between quantity declared and quantity determined, if any</i>	
<b>31. Catch retained onboard (quantity)</b>						
<i>Species</i>	<i>Product form</i>	<i>Catch area(s)</i>	<i>Quantity declared</i>	<i>Quantity retained</i>	<i>Difference between quantity declared and quantity determined, if any</i>	
<b>32. Examination of logbook(s) and other documentation</b>		<i>Yes</i>	<i>No</i>	<i>Comments</i>		
<b>33. Compliance with applicable catch documentation scheme(s)</b>		<i>Yes</i>	<i>No</i>	<i>Comments</i>		
<b>34. Compliance with applicable trade information scheme(s)</b>		<i>Yes</i>	<i>No</i>	<i>Comments</i>		
<b>35. Type of gear used</b>						
<b>36. Gear examined in accordance with paragraph e) of Annex B</b>		<i>Yes</i>	<i>No</i>	<i>Comments</i>		
<b>37. Findings by inspector(s)</b>						
<b>38. Apparent infringement(s) noted including reference to relevant legal instrument(s)</b>						
<b>39. Comments by the master</b>						
<b>40. Action taken</b>						
<b>41. Master's signature</b>						
<b>42. Inspector's signature</b>						

**ANNEX D**  
**Information systems on port State measures**

In implementing this Agreement, each Party shall:

- a) seek to establish computerized communication in accordance with Article 16;
- b) establish, to the extent possible, websites to publicize the list of ports designated in accordance with Article 7 and the actions taken in accordance with the relevant provisions of this Agreement;
- c) identify, to the greatest extent possible, each inspection report by a unique reference number starting with 3-alpha code of the port State and identification of the issuing agency;
- d) utilize, to the extent possible, the international coding system below in Annexes A and C and translate any other coding system into the international system.

countries/territories:	ISO-3166 3-alpha Country Code
species:	ASFIS 3-alpha code (known as FAO 3-alpha code)
vessel types:	ISSCFV code (known as FAO alpha code)
gear types:	ISSCFG code (known as FAO alpha code)

**ANNEX E**  
**Guidelines for the training of inspectors**

Elements of a training programme for port State inspectors should include at least the following areas:

1. Ethics;
2. Health, safety and security issues;
3. Applicable national laws and regulations, areas of competence and conservation and management measures of relevant RFMOs, and applicable international law;
4. Collection, evaluation and preservation of evidence;
5. General inspection procedures such as report writing and interview techniques;
6. Analysis of information, such as logbooks, electronic documentation and vessel history (name, ownership and flag State), required for the validation of information given by the master of the vessel;
7. Vessel boarding and inspection, including hold inspections and calculation of vessel hold volumes;
8. Verification and validation of information related to landings, transshipments, processing and fish remaining onboard, including utilizing conversion factors for the various species and products;
9. Identification of fish species, and the measurement of length and other biological parameters;
10. Identification of vessels and gear, and techniques for the inspection and measurement of gear;
11. Equipment and operation of VMS and other electronic tracking systems; and
12. Actions to be taken following an inspection.



## APPENDIX F

**SCALE OF CONTRIBUTIONS 2010-2011**  
**(2008-2009 Scale shown for comparative purposes)**

Member Nations	Proposed Scale	Scale
	2010-11 <sup>1</sup>	2008-9 <sup>2</sup>
	%	%
Afghanistan	0.001	0.001
Albania	0.006	0.006
Algeria	0.086	0.086
Andorra	0.008	0.008
Angola	0.003	0.003
Antigua and Barbuda	0.002	0.002
Argentina	0.327	0.327
Armenia	0.002	0.002
Australia	1.796	1.796
Austria	0.891	0.891
Azerbaijan	0.005	0.005
Bahamas	0.016	0.016
Bahrain	0.033	0.033
Bangladesh	0.010	0.010
Barbados	0.009	0.009
Belarus	0.020	0.020
Belgium	1.108	1.108
Belize	0.001	0.001
Benin	0.001	0.001
Bhutan	0.001	0.001
Bolivia	0.006	0.006
Bosnia and Herzegovina	0.006	0.006
Botswana	0.014	0.014
Brazil	0.880	0.880
Bulgaria	0.020	0.020
Burkina Faso	0.002	0.002
Burundi	0.001	0.001
Cambodia	0.001	0.001
Cameroon	0.009	0.009

<sup>1</sup> Derived directly from the UN Scale of Assessments for 2007-2009 as adopted by General Assembly Resolution 61/237 of 22 December 2006.

<sup>2</sup> Derived directly from the UN Scale of Assessments for 2007-2009 as adopted by General Assembly Resolution 61/237 of 22 December 2006.

Member Nations	Proposed Scale	Scale
	2010-11 <sup>1</sup>	2008-9 <sup>2</sup>
	%	%
Canada	2.992	2.992
Cape Verde	0.001	0.001
Central African Republic	0.001	0.001
Chad	0.001	0.001
Chile	0.162	0.162
China	2.680	2.680
Colombia	0.106	0.106
Comoros	0.001	0.001
Congo	0.001	0.001
Cook Islands	0.001	0.001
Costa Rica	0.032	0.032
Côte d'Ivoire	0.009	0.009
Croatia	0.050	0.050
Cuba	0.054	0.054
Cyprus	0.044	0.044
Czech Republic	0.282	0.282
Democratic People's Republic of Korea	0.007	0.007
Democratic Rep. of the Congo	0.003	0.003
Denmark	0.743	0.743
Djibouti	0.001	0.001
Dominica	0.001	0.001
Dominican Republic	0.024	0.024
Ecuador	0.021	0.021
Egypt	0.089	0.089
El Salvador	0.020	0.020
Equatorial Guinea	0.002	0.002
Eritrea	0.001	0.001
Estonia	0.016	0.016
Ethiopia	0.003	0.003
Fiji	0.003	0.003
Finland	0.567	0.567
France	6.332	6.332
Gabon	0.008	0.008
Gambia	0.001	0.001
Georgia	0.003	0.003
Germany	8.619	8.619
Ghana	0.004	0.004
Greece	0.599	0.599
Grenada	0.001	0.001
Guatemala	0.032	0.032
Guinea	0.001	0.001
Guinea-Bissau	0.001	0.001



Member Nations	Proposed Scale	Scale
	2010-11 <sup>1</sup>	2008-9 <sup>2</sup>
	%	%
Guyana	0.001	0.001
Haiti	0.002	0.002
Honduras	0.005	0.005
Hungary	0.245	0.245
Iceland	0.037	0.037
India	0.452	0.452
Indonesia	0.162	0.162
Iran, Islamic Republic of	0.181	0.181
Iraq	0.015	0.015
Ireland	0.447	0.447
Israel	0.421	0.421
Italy	5.104	5.104
Jamaica	0.010	0.010
Japan	16.706	16.706
Jordan	0.012	0.012
Kazakhstan	0.029	0.029
Kenya	0.010	0.010
Kiribati	0.001	0.001
Korea, Republic of	2.184	2.184
Kuwait	0.183	0.183
Kyrgyzstan	0.001	0.001
Lao People's Democratic Republic	0.001	0.001
Latvia	0.018	0.018
Lebanon	0.034	0.034
Lesotho	0.001	0.001
Liberia	0.001	0.001
Libyan Arab Jamahiriya	0.062	0.062
Lithuania	0.031	0.031
Luxembourg	0.086	0.086
Madagascar	0.002	0.002
Malawi	0.001	0.001
Malaysia	0.191	0.191
Maldives	0.001	0.001
Mali	0.001	0.001
Malta	0.017	0.017
Marshall Islands	0.001	0.001
Mauritania	0.001	0.001
Mauritius	0.011	0.011
Mexico	2.268	2.268
Micronesia, Federated States of	0.001	0.001
Moldova	0.001	0.001
Monaco	0.003	0.003

Member Nations	Proposed Scale	Scale
	2010-11 <sup>1</sup>	2008-9 <sup>2</sup>
	%	%
Mongolia	0.001	0.001
Montenegro	0.001	0.001
Morocco	0.042	0.042
Mozambique	0.001	0.001
Myanmar	0.005	0.005
Namibia	0.006	0.006
Nauru	0.001	0.001
Nepal	0.003	0.003
Netherlands	1.882	1.882
New Zealand	0.257	0.257
Nicaragua	0.002	0.002
Niger	0.001	0.001
Nigeria	0.048	0.048
Niue	0.001	0.001
Norway	0.786	0.786
Oman	0.073	0.073
Pakistan	0.059	0.059
Palau	0.001	0.001
Panama	0.023	0.023
Papua New Guinea	0.002	0.002
Paraguay	0.005	0.005
Peru	0.078	0.078
Philippines	0.078	0.078
Poland	0.504	0.504
Portugal	0.530	0.530
Qatar	0.086	0.086
Romania	0.070	0.070
Russian Federation	1.206	1.206
Rwanda	0.001	0.001
Saint Lucia	0.001	0.001
Samoa	0.001	0.001
San Marino	0.003	0.003
Sao Tome and Principe	0.001	0.001
Saudi Arabia	0.752	0.752
Senegal	0.004	0.004
Serbia	0.021	0.021
Seychelles	0.002	0.002
Sierra Leone	0.001	0.001
Slovakia	0.063	0.063
Slovenia	0.097	0.097
Solomon Islands	0.001	0.001
Somalia	0.001	0.001

Member Nations	Proposed Scale	Scale
	2010-11 <sup>1</sup>	2008-9 <sup>2</sup>
	%	%
South Africa	0.292	0.292
Spain	2.983	2.983
Sri Lanka	0.016	0.016
St Kitts and Nevis	0.001	0.001
St Vincent and the Grenadines	0.001	0.001
Sudan	0.010	0.010
Suriname	0.001	0.001
Swaziland	0.002	0.002
Sweden	1.076	1.076
Switzerland	1.222	1.222
Syrian Arab Republic	0.016	0.016
Tajikistan	0.001	0.001
Tanzania, United Republic of	0.006	0.006
Thailand	0.187	0.187
The Former Yugoslav Republic of Macedonia	0.005	0.005
Timor-Leste	0.001	0.001
Togo	0.001	0.001
Tonga	0.001	0.001
Trinidad and Tobago	0.027	0.027
Tunisia	0.031	0.031
Turkey	0.383	0.383
Turkmenistan	0.006	0.006
Tuvalu	0.001	0.001
Uganda	0.003	0.003
Ukraine	0.045	0.045
United Arab Emirates	0.304	0.304
United Kingdom	6.675	6.675
United States of America	22.000	22.000
Uruguay	0.027	0.027
Uzbekistan	0.008	0.008
Vanuatu	0.001	0.001
Venezuela, Bolivarian Republic of	0.201	0.201
Viet Nam	0.024	0.024
Yemen	0.007	0.007
Zambia	0.001	0.001
Zimbabwe	0.008	0.008
	<b>100.000</b>	<b>100.000</b>



**PROGRAMME COMMITTEE**  
**(November 2009 – November 2011)**

**Chairperson**

Ms Riikka Laatu (Finland)

**Members**

Afghanistan (Mr Abdul Razak Ayazi)  
Angola (Mr Carlos Alberto Amaral)  
Argentina (Ms Maria Del Carmen Squeff)  
Australia (Mr Travis Power)  
Bangladesh (Ms Sultana Afroz)  
Belgium (Ms Martine Van Dooren)

Canada (Mr Marco Valicenti)  
Egypt (Mr Abdel Aziz Mohamed Hosni)  
Equatorial Guinea (Mr Crisantos Obama Ondo)  
Germany (Ms Swantje Helbing)  
Japan (Mr Kazumasa Shioya)  
Paraguay (Ms Liz Haydee Coronel Correa).

**FINANCE COMMITTEE**  
**(November 2009 – November 2011)**

**Chairperson**

Mr Yasser Abdel Rahman  
Ali Sorour (Egypt)

**Members**

Australia (Ms Sara Cowan)  
China (Mr Zhengdong Li)  
Gabon (Mr Louis Stanislas Charicauth)  
India (Mr Shobhana K. Pattanayak)  
Iran (Islamic Republic of) (Mr Javad Shakhs Tavakolian)  
Italy (Mr Augusto Zodda)

Mexico (Mr Jorge Eduardo Chen Charpentier)  
Netherlands (Mr Ronald Elkhuisen)  
Panama (Mr Guido J. Martinelli della Togna)  
Sudan (Mr Mohamed Eltayeb Elfaki Elnor)  
Uganda (Mr Robert Sabiiti)  
United States of America (Mr Michael P. Glover)

**COMMITTEE ON CONSTITUTIONAL AND LEGAL MATTERS**  
**(November 2009 – November 2011)**

**Chairperson**

Mr Purnomo Ahmad  
Chandra (Indonesia)

**Members**

Ecuador (Ms Mónica Martínez Menduiño)  
Eritrea (Mr Yohannes Tensue)  
Iraq (Mr Hassan Janabi)  
Netherlands (Mr Gerard Limburg)

Pakistan (Mr Rahim Hayat Qureshi)  
United States of America (Ms Suzanne E. Heinen)  
South West Pacific (to follow)

**WFP EXECUTIVE BOARD 2010**

**Term of office expiring**

31 December 2010

**Elected by FAO Council**

Canada (D)  
Democratic Republic of the Congo (A)  
Germany (D)  
Guinea (A)  
Haiti (C)  
Kuwait (B)

**Elected by ECOSOC**

Australia (D)  
Burundi (A)  
Cuba (C)  
Norway (D)  
Sudan (A)  
Thailand (B)

31 December 2011

Brazil (C) <sup>1</sup>  
Colombia (C)  
Denmark (D)  
Egypt (A)  
Slovenia (E)  
Switzerland (D)

Angola (A)  
China (B)  
Czech Republic (E)  
Guatemala (C)  
Japan (D)  
United Kingdom (D)

31 December 2012

Kenya (A)  
Jordan (B)  
Philippines (B)  
Mexico (C)  
Netherlands (D)  
United States of America (D)

Burkina Faso (A)  
France (D)  
India (B)  
Iran (Islamic Republic of) (B)  
Luxembourg (D)  
Russian Federation (E)

<sup>1</sup> This seat rotates between lists A, B and C as follows: List A (2000-2002), List B (2003-2005), List A (2006-2008) and List C (2009-2011).

## FAO MEMBERS

Afghanistan	Germany	Panama
Albania	Ghana	Papua New Guinea
Algeria	Greece	Paraguay
Andorra	Grenada	Peru
Angola	Guatemala	Philippines
Antigua and Barbuda	Guinea	Poland
Argentina	Guinea-Bissau	Portugal
Armenia	Guyana	Qatar
Australia	Haiti	Republic of Korea
Austria	Honduras	Republic of Moldova
Azerbaijan	Hungary	Romania
Bahamas	Iceland	Russian Federation
Bahrain	India	Rwanda
Bangladesh	Indonesia	Saint Kitts and Nevis
Barbados	Iran (Islamic Republic of)	Saint Lucia
Belarus	Iraq	Saint Vincent and the Grenadines
Belgium	Ireland	Samoa
Belize	Israel	San Marino
Benin	Italy	Sao Tome and Principe
Bhutan	Jamaica	Saudi Arabia
Bolivia (Plurinational State of)	Japan	Senegal
Bosnia and Herzegovina	Jordan	Serbia
Botswana	Kazakhstan	Seychelles
Brazil	Kenya	Sierra Leone
Bulgaria	Kiribati	Slovakia
Burkina Faso	Kuwait	Slovenia
Burundi	Kyrgyzstan	Solomon Islands
Cambodia	Lao People's Democratic Republic	Somalia
Cameroon	Latvia	South Africa
Canada	Lebanon	Spain
Cape Verde	Lesotho	Sri Lanka
Central African Republic	Liberia	Sudan
Chad	Libyan Arab Jamahiriya	Suriname
Chile	Lithuania	Swaziland
China	Luxembourg	Sweden
Colombia	Madagascar	Switzerland
Comoros	Malawi	Syrian Arab Republic
Congo	Malaysia	Tajikistan
Cook Islands	Maldives	Thailand
Costa Rica	Mali	The former Yugoslav
Côte d'Ivoire	Malta	Republic of Macedonia
Croatia	Marshall Islands	Timor-Leste
Cuba	Mauritania	Togo
Cyprus	Mauritius	Tonga
Czech Republic	Mexico	Trinidad and Tobago
Democratic People's Republic of Korea	Micronesia	Tunisia
Democratic Republic of the Congo	(Federated States of)	Turkey
Denmark	Monaco	Turkmenistan
Djibouti	Mongolia	Tuvalu
Dominica	Montenegro	Uganda
Dominican Republic	Morocco	Ukraine
Ecuador	Mozambique	United Arab Emirates
Egypt	Myanmar	United Kingdom
El Salvador	Namibia	United Republic of Tanzania
Equatorial Guinea	Nauru	United States of America
Eritrea	Nepal	Uruguay
Estonia	Netherlands	Uzbekistan
Ethiopia	New Zealand	Vanuatu
European Union	Nicaragua	Venezuela
(Member Organization)	Niger	(Bolivarian Republic of)
Fiji	Nigeria	Viet Nam
Finland	Niue	Yemen
France	Norway	Zambia
Gabon	Oman	Zimbabwe
Gambia	Pakistan	Faroe Islands
Georgia	Palau	(Associate Member)

**C 2009/REP**

**CONFERENCE: THIRTY-SIXTH SESSION – 2009**

**FAO**