



Organización Internacional del Café  
Organização Internacional do Café  
Organisation Internationale du Café

ICC 100-12

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**Decisions and Resolutions adopted  
at the 100<sup>th</sup> Session of the  
International Coffee Council**

**19 to 23 May 2008**

1. The International Coffee Council, chaired by Mr G.V. Krishna Rau of India, met from 19 to 23 May 2008.

**In Memoriam: Dr. Ernesto Illy (1925 – 2008)**

2. The Council paid tribute to Dr Ernesto Illy, the former Chairman of the Promotion Committee who died on 3 February 2008, for his outstanding contributions to the work of the ICO, as well as to coffee quality, promotion, coffee and health and to the world coffee community, and expressed its condolences to his family. The Council further noted that the Ernesto Illy Foundation had been created which would continue to promote Dr Illy's key messages. A minute's silence was observed.

**Item 1: Adoption of the Agenda and schedule of meetings**

3. The Council adopted the draft Agenda contained in document ICC-100-0 Rev. 2 and took note of the schedule of meetings.

**Item 2: Admission of observers**

4. The Executive Director said that he had received a request from a non-governmental organization, Oxfam, to participate as observers in the Council Session. Draft procedures for observers had originally been circulated as document WP-Council 141/06 Rev. 2 and were now being dealt with in the context of proposed revisions to the Rules of the Organization (document WP-Council 165/08), that would be discussed during this Session. He invited Members to consider this matter.

5. In discussions on this item, the importance of transparency and openness was stressed. The existing practice was to invite non-member countries and international organizations to attend as observers and to consider other requests on a case by case basis. The point was made that the procedures for the participation of observers had not yet been agreed, and in future such requests should be submitted well in advance to enable Members to consider them. It would also be useful if observers could indicate which items they were interested in. A number of internal matters relating to the new Agreement were under discussion by the Council at this Session. Options for future consideration could include allowing observers to attend or make statements at the start and end of meetings, rather than participating throughout. The need to treat different categories of observers in a similar way was also raised.

6. The Council decided that on this occasion, the representatives of Oxfam should be admitted to non-Council events such as the Seminar on Geographical Indications for Coffee. It noted that the Executive Director would advise Oxfam that if it wished to participate at the next Session, it should communicate its request well in advance, and he would also identify with the representatives of Oxfam items of particular interest on the Agenda.

**Item 3:                      Votes and credentials**

**Item 3.1:                  Votes in the Council for coffee year 2007/08**

7. The Council took note of the situation of outstanding payments affecting voting rights as at 22 May 2008 and approved the redistribution of votes in the Council and Executive Board for coffee year 2007/08 contained in document EB-3934/07 Rev. 3.

**Item 3.2:                  Credentials**

8. The Council noted that the Secretariat had examined the credentials received from Members and had advised the Chairman of the Council that they had been found to be in good and due form. The Council decided to approve the report on credentials which was subsequently circulated, together with the List of Delegations, as document ICC-100-10.

**Item 4:                      Membership**

**Item 4.1:                  Membership of the International Coffee Agreement (ICA) 2001**

9. The Secretary reported that as at 19 May 2008, there were 77 Members of the Organization, comprising 45 exporting and 32 importing countries. Under the provisions of Resolution 434, non-member countries had until 30 September 2008 to deposit an instrument of ratification, acceptance, approval or accession. The Council took note of this information

and further noted that a decision on extending the ICA 2001 might need to be taken in September if the conditions for the entry into force of the 2007 Agreement had not been met at that time.

**Item 4.2:                    Membership of the ICA 2007**

10. The Executive Director said that Yemen had signed the 2007 Agreement on 27 February 2008, the first country to do so, and the Government of Peru had confirmed its intention to rejoin the ICO and was taking the necessary steps for membership. He had suggested to representatives of both countries that they could consider the option of acceding to the 2001 Agreement in addition to ratifying the 2007 Agreement.

11. The Council noted that representatives of Yemen and Peru were attending this meeting and expressed a warm welcome to them. The representative of Yemen, the Deputy Minister for Agriculture and Irrigation, made a statement to the Council (subsequently circulated as document ICC-100-8).

12. The Executive Director reported that a number of countries had signed the 2007 Agreement during the week of 19 to 23 May, including Angola, Brazil, Cameroon, Central African Republic, Colombia, Kenya, Switzerland and Togo. In the case of Kenya, an instrument of ratification had been deposited at the time of signature. Information about all these actions had been posted on the ICO website. Other Members had also advised him of progress on completing the procedures for membership. He urged all Members to take the necessary steps to sign the ICA 2007 by the deadline of 31 August 2008, and to deposit instruments of ratification, acceptance or approval by the deadline of 30 September 2008. Procedures for membership of the 2007 Agreement are contained in document ED-2033/08.

13. The Council took note of this information and further noted that the EC would shortly sign and ratify the Agreement.

**Item 5:                    Coffee market situation**

14. The Executive Director introduced his report on the market situation (contained in ED-Letter April 2008). Since January 2008, coffee prices had remained relatively firm, mainly on account of growing demand. The average ICO composite indicator price for March rose to 136.17 US cents per lb but subsequently fell to 126.55 US cents per lb in April, and the market had shown some volatility during recent weeks. Average prices in the first four months of 2008 were higher than those recorded during previous months. However, these higher prices were offset by the fact that the US dollar continued to weaken against many currencies while prices of oil products were still rising, thus further increasing costs in the coffee supply chain of important items such as transportation and fertilizers, and resulting in reductions in real incomes of growers. He noted that new estimates of production in Brazil

for crop year 2008/09 established the size of the crop at 45.5 million bags. On the basis of this information and other data, his preliminary estimate of world production for 2008/09 was around 127 million bags. If consumption continued to increase by around 2% a year, world consumption could reach 125 million bags in 2008 and 127 million bags in 2009, resulting in a tight balance between supply and demand. As stocks in producing countries were greatly reduced, and domestic consumption in producing countries was increasing, the market was vulnerable in this respect. Imports by importing Members in calendar year 2007 totalled around 100 million bags, the highest level ever recorded, and almost double the level in 1980. Although per capita consumption had fallen in some traditional markets, efforts were being made to improve distribution and develop new products which would increase consumption in importing countries. In addition, producing countries were taking steps to increase consumption.

15. The Executive Director noted that the amount of arable land available was limited, and there was increasing interest in cultivating crops for bio-fuels, which generated good levels of income, but could lead to a reduction in areas used for coffee-growing. As consumption could reach 140 million bags in the next decade, consideration needed to be given to how future demand would be met, such as through renewal programmes that would both increase yields and the quality of coffee. This was an issue that could be discussed at the next World Coffee Conference. In conclusion, despite an increase in supply, coffee prices remained relatively firm, mainly on account of growing demand, and should continue at present levels.

16. In discussions on this item, it was suggested that the Statistics Committee could assist Members in establishing a universal methodology of calculating internal consumption to enable producing countries to provide more accurate data. The need to assess stocks in importing countries was raised, and to review the role and impact of the futures market. In response to comments about the need for more specific data on consumption and for analysis of the macro-economic situation in the light of possible recession in some countries, the Executive Director said that ICO statistical data was based on information provided by Members. Analysing the potential impact of recession in countries was a long-term exercise, as the effects on consumption and purchasing power could only be determined over time, however the Secretariat would look at this issue and see what information could be provided.

17. The Council took note of this information and of document WP-Council 176/08 containing the final official estimate for 2007/08 and the second official estimate for the Brazilian coffee crop for 2008/09.

#### **Item 6: Preparations for the ICA 2007**

18. The Secretary said that, as decided by the Council at its last Session in January 2008, Members had been invited to send to the Executive Director, by 29 February 2008, suggestions and contributions to assist in the preparation of draft documents outlined in

document WP-Council 162/08 (Preparations for the implementation of the ICA 2007). The Secretariat had made available existing rules and terms of reference on the ICO website in February 2008 for consultation by Members. Document WP-Council 166/08 contained a communication from Indonesia. The revised draft rules and terms of reference had been circulated to Members in early April 2008, over one month in advance of the May meetings, as requested by the Council in January 2008. Document WP-Council 177/08 contained comments by the USA on the revised draft rules and terms of reference circulated by the Secretariat.

**Item 6.1: Strategic action plan**

19. The Secretary introduced document WP-Council 173/08 containing a draft strategic action plan for the ICA 2007, based on the structure of the action plan for the ICA 2001. Comments on this document had been received from the USA and were contained in document WP-Council 177/08.

20. In discussions on this item, Members noted the need to review the results of the action plan for the ICA 2001, and what had been achieved for each activity. This would help to guide Members in determining what was needed for the future. The point was made that the plan included over 70 activities, however the ICO had limited human and financial resources. Further work was needed to link the strategy to the programme of work of the Organization. It was suggested that the plan could be a rolling plan, with activities undertaken each year assessed, and activities for subsequent years adapted as appropriate in the light of this assessment. Consideration needed to be given to how the results would be assessed; the issue of indicators (e.g. numbers of projects or seminars) needed to be developed. The need for the plan to communicate a strategic direction and the Organization's unique contributions was noted. In addition to providing guidance for the ICO, the plan should present a compelling description to external audiences. A planning horizon of three to five years would provide a better basis and it should identify key issues to be addressed by the ICO in the short term, drawn from a balanced assessment of the challenges facing the coffee sector. The list of comparative advantages should be shortened and linked to actions to address short-term issues and the ICO's proposed strategic focus. Another delegate noted that it would also be desirable to have a link with the Millennium Development Goals (MDGs), as the ICO could assist countries to achieve MDGs through its activities. Other comments included the point that there was overlap between the coffee development strategy and the strategic action plan, and the main focus of the plan was Article 1 of the ICA 2007; it would be helpful if it could also refer to the other Articles.

21. The Executive Director noted that in some areas of the ICA 2007, such as the new objective on food safety, the ICO was limited by what it could achieve without specialists or additional resources. It had expertise in facilitating projects and quality programmes, and had a central role as a forum for cooperation between producers and consumers and helping

countries to develop policies. He welcomed the suggestion for a small working group (contained in document WP-Council 177/08) and invited individual contributions from Members to guide the Secretariat in reformulating the plan.

22. The Council noted that the ICO would prepare a report on what had been achieved in the previous plan and circulate this to Members (a report on progress on achieving the objectives of the 2001 Agreement had previously been circulated as document EB-3902/05). Members should submit specific contributions by end June 2008 to assist the Secretariat in revising the strategic action plan, following which a revised version would be circulated for consideration by Members at the next meeting.

#### **Item 6.2: Terms of reference**

23. The Secretary said that draft terms of reference had been circulated for new bodies established under the ICA 2007, including the Consultative Forum on Coffee Sector Finance (document WP-Council 167/08), the Promotion and Market Development Committee (document WP-Council 168/08), the Projects Committee (document WP-Council 169/08), and the Finance and Administration Committee (document WP-Council 170/08). The Private Sector Consultative Board (PSCB) and Statistics Committee had considered draft terms of reference for their respective bodies at their meetings on 21 May (see also paragraphs 47 and 50). Comments on the draft terms of reference had been submitted by the USA and were contained in document WP-Council 177/08.

24. The Council took note of this information and decided to consider the draft terms of reference for advisory bodies and committees by category.

#### *Advisory bodies*

##### *Consultative Forum on Coffee Sector Finance*

25. The Council reviewed document WP-Council 167/08 containing draft terms of reference for the Consultative Forum on Coffee Sector Finance. Comments on this document had been received from the USA (see document WP-Council 177/08). The point was made that this was a new and unique body which could make a great contribution to the coffee sector. It was suggested that it should meet at least annually, and contribute in a tangible way to the work of the ICO. Other delegates suggested that there was no need to specify the frequency of meetings; the Forum should meet when necessary to assist in meeting short-, medium- and long-term requirements. The issue of possible overlap with the remit of the projects committee and other bodies should also be considered, and it could be helpful to specify coffee sector finance issues. The composition of the Forum needed careful consideration; it should be open to all Members, and conditions for the participation of organizations should be clarified. Other issues such as a steering or working group,

languages and financing also needed to be further reviewed. If the Forum were held outside London, the costs would be met by the host country; however if it were held in the UK, it was not clear how the costs would be met. It was also suggested that paragraph (2) was not necessary.

26. The Council took note of these suggestions and further noted that Members were invited to submit concrete suggestions in writing as soon as possible, so that proposals could be taken into account by the Secretariat in revising the draft terms of reference.

#### *Private Sector Consultative Board*

27. The Council noted that Members were invited to consider the draft terms of reference contained in PSCB-107/08 and submit comments in writing as soon as possible. Preliminary points made included the suggestion that the Council should also be able to contribute to the PSCB's Agenda (paragraph 11), whether the procedures of advisory bodies should diverge from those of the Council (paragraph 12) and whether a quorum was necessary.

#### *Committees*

28. In preliminary discussions on draft terms of reference for committees, it was suggested that as their role was advisory rather than decision-making, they could be open to all Members, who would have equal status and be able to contribute to discussions. It was pointed out that the question of what would constitute a quorum would need consideration. The point was also made that, if membership was not specified, delegates might not feel obliged to attend or to be responsible for recommendations. Therefore, it would be useful to have either a smaller composition or a core group of Members on committees, although participation in meetings could be open to all Members. This core group could have an equal number of importing and exporting Members, possibly four from each category. It was suggested that such an arrangement would not enable an adequate representation of exporting Members, who would outnumber importing Members by 47 to 5 in the new Agreement. The option of establishing a core group with more exporting than importing Members on committees could be considered. A system of rotation could also enhance diversity of representation. The quorum could be a percentage of the core group. The terms of reference for the Steering Group on Promotion established under the 1994 Agreement could provide useful guidance. Members noted that exporting Members had not yet discussed the composition of committees and would give further comments at the next meeting.

29. It was also suggested that it would be useful to establish general rules of procedure to cover all committees, such as languages, admission of observers, and the terms of office and nomination of office-holders. If the quorum of Members attending the Committee meeting was the same as the quorum for the Council, to avoid duplication and repetition of discussions in the Council, the Committee's recommendation could become a Council

decision. Finally, it was suggested that it would be important for the various bodies to consider strategic issues to guide the ICO in its work, and this should be reflected in the terms of reference.

*Promotion and Market Development Committee*

30. The Council noted that document WP-Council 168/08 contained draft terms of reference for the Promotion and Market Development Committee. It would be reviewed in the light of decisions on general rules of procedure for committees.

*Projects Committee*

31. The Council reviewed document WP-Council 169/08 containing draft terms of reference for the Projects Committee. Preliminary comments included the need for a reference to the Virtual Screening Committee (VSC); this might not be necessary in the light of provision for the Committee to establish working groups to assist it in its work. In the case of paragraph 2 (a), this should read “through projects” rather than “of projects”. The Council noted that further comments would be submitted in writing by one Member.

*Finance and Administration Committee*

32. The Council reviewed document WP-Council 170/08 containing draft terms of reference for the Finance and Administration Committee. The proposal that it should operate in English only would be considered in the context of general rules for the Committees. In the case of this Committee, it was suggested that while all Members should be able to participate, a core group should have special responsibility in view of the need for technical discussions on financial and administrative matters. The point was also made that given the sensitive nature of issues discussed, this Committee should not be open to observers.

*Statistics Committee*

33. Document WP-Council 171/08 contained draft terms of reference for the Statistics Committee. The Statistics Committee made recommendations on statistical matters and currently operates in English only. It had been established by the Executive Board in September 1998, and had met on a regular basis under the 1994 and the 2001 Agreements. The point was made that there was no reference to the Committee in the 2007 Agreement, and the Executive Board had been eliminated. Consideration should be given to preparing a draft decision of the Council to establish this Committee under the new Agreement, given the importance of its work.



34. The Council took note of discussions under this item, and further noted that to assist the Secretariat, Members were invited to send their comments in writing as soon as possible, to the Executive Director and that revised terms of reference for the various advisory bodies and committees would be circulated to Members by the first week in July. Further comments on the revised draft terms of reference received from Members would be translated and circulated. The Council would review the revised draft terms of reference and proposals received from Members at its next Session in September 2008.

**Item 6.3: Revisions to the Rules of the Organization**

35. The Secretary introduced document WP-Council 165/08 containing proposals for revisions to the Rules of the International Coffee Organization and said that proposals for amendments to this document had been received from the USA (document WP-Council 177/08).

36. In discussions on this item, Members noted the need for a number of rules to be carefully reviewed, including the admission of observers, decisions without meeting, the powers and role of the Chairman, rules relating to the functions of the Executive Board that would be eliminated in the new Agreement, and rules applicable to different categories of ICO bodies, including committees and subsidiary bodies, and advisory bodies such as the Consultative Forum on Coffee Sector Finance and the PSCB. Consideration could be given to incorporating the chapter on Financial Rules into the Financial Regulations and Financial Rules of the Organization.

37. The Council proceeded to review the proposals for revisions to the Rules of the Organization contained in document WP-Council 165/08 and noted that a revised document incorporating the suggestions made by Members would be circulated by the first week of July, for discussion at the Council Session in September 2008. Members were invited to submit their comments and suggestions on the revised document in writing before the next Session. The Council further noted that proposals for revisions to the Financial Regulations and Financial Rules of the International Coffee Organization (document WP-Council 172/08) and for revisions to Rules on Statistical Reports, Indicator prices and Certificates of Origin (contained in documents WP-Statistics 121/08, WP-Statistics 122/08 and WP-Statistics 120/08) were under review by the Finance Committee and Statistics Committee respectively.

**Item 7: Coffee development projects**

**Item 7.1: Projects for approval by the Council**

38. The Chairman of the Executive Board said that the Board had considered document EB-3946/08 containing the report and recommendations of the Virtual Screening Committee (VSC) on seven new project proposals. Three of these proposals concerned the coffee berry

borer (CBB), and the Board had discussed the possible harmonization of the proposals to avoid submitting competing projects to the Common Fund for Commodities (CFC) and had noted that the CFC had recommended that an impact assessment of an earlier project “Integrated management of the coffee berry borer”, concluded in 2002, should be carried out. This would be arranged by the CFC and preliminary results should be available by January 2009. The outcome of the assessment would benefit the new CBB proposals. Discussions on the CBB had also highlighted the seriousness of this pest and the need for urgent action to avoid further damage to crops. The Board had agreed that the ICO should hold a short meeting on the CBB, to be attended by technical experts, during the Council Session in September 2008, and that a seminar should be held in May 2009. The Board had decided to recommend that the Council should approve the following three proposals for submission to the CFC:

- *Trifinio sustainable coffee project (El Salvador, Guatemala and Honduras)* – document WP-Board 1047/08.
- *Study of the potential for commodity exchanges and other forms of market places in West Africa (Cameroon, Côte d’Ivoire, Ghana and Nigeria)* – document WP-Board 1050/08. This proposal was recommended for approval subject to the proponents taking into account the comments and suggestions which had been made.
- *CBB 1 – Integrated management of the CBB with a quality and sustainability component for coffee-growing in Central America* – document WP-Council 1051/08. This proposal was recommended for approval, subject to the proponents taking into account the findings of the CFC impact assessment on the concluded project “Integrated management of the coffee berry borer” prior to its submission to the CFC.

39. In addition, the Board had recommended that the following proposals should be further revised:

- *Enhancing resource use efficiency in coffee production and processing by Farmer 2 Farmer learning (Tanzania, Uganda and Vietnam)* – document WP-Board 1049/08.
- *CBB 2 – Pilot project on implementation of the Integrated Pest Management (IPM) to control the CBB in Arabica and Robusta coffee smallholdings in Indonesia* – document WP-Board 1051/08. In addition to being further revised, this project should take into account the findings of the CFC impact assessment mentioned above. In the light of the outcome of the impact assessment, consideration could be given to merging the proposal with the previous one (CBB 1).

40. The Council took note of this information and, as recommended by the Executive Board, decided to approve the following three projects for submission to the CFC:

- *Trifinio sustainable coffee project (El Salvador, Guatemala and Honduras).*
- *Study of the potential for commodity exchanges and other forms of market places in West Africa (Cameroon, Côte d'Ivoire, Ghana and Nigeria).*
- *Integrated management of the CBB with a quality and sustainability component for coffee-growing in Central America.*

41. In discussions on this item, the point was made that in the case of the “Study of the potential for commodity exchanges and other forms of market places in West Africa” (Cameroon, Côte d'Ivoire, Ghana and Nigeria), Nigeria would like this project to take into account its experience of establishing a commodity exchange, and constraints which had been encountered.

**Item 7.2: Projects already approved by the  
Common Fund for Commodities (CFC)**

42. The Head of Operations said that since the last meeting, the CFC Executive Board had approved fast-track financing of US\$120,000 for the project entitled “Enhancing competitiveness of the African coffee sector” (IACO member countries). It was aimed at revitalizing production, quality and trade in smallholder coffees in Africa and terms of reference were being prepared to appoint a consultant to develop a full project proposal.

43. Two new projects had been launched since the last meeting. Concerning the project “Access to finance for the development of diversification crops in coffee producing areas” (Burundi and Côte d'Ivoire), the Executive Director and the Managing Director of the CFC had attended the launch of this project in Côte d'Ivoire in April 2008, and the Chief Economist had attended the launch in Burundi in March 2008. It had a total value of US\$3,006,570 and sought to finance the development of diversification crops in order to reduce risks from fluctuations in prices, increase incomes of small coffee farmers and reduce poverty in coffee producing areas. In the case of the project “Increasing the resilience of coffee production to Leaf Rust and other diseases in India and four African countries”, the Chief Economist had attended the launch in India in April 2008. The project had a total value of US\$4,014,313 and focused on research and development to enhance the genetic endowments of Arabica coffee in the context of disease resistance to Coffee Leaf Rust (CLR) and Anthracnose. It would take place in India, Kenya, Rwanda, Uganda and Zimbabwe.

44. The Head of Operations noted that document ICC-100-5 contained progress reports on the implementation of the following projects:

- Robusta quality and marketing improvement by optimal use of coffee terroirs
- Pilot rehabilitation of the coffee sectors in Honduras and Nicaragua

- Pilot rehabilitation of neglected coffee plantations into small family production units in Angola.
- Diversification of production in marginal areas in the State of Veracruz, Mexico.
- Enhancing the potential of gourmet coffee production in Central American countries.
- Reconversion of small coffee farms into self-sustainable agricultural family units.

45. The Head of Operations also informed the Council that summaries of final reports had been circulated for the following projects:

- Integrated white stem borer management in smallholder coffee farms in India, Malawi and Zimbabwe (document ICC-100-2).
- Improvement of coffee production in Africa by the control of coffee wilt disease – tracheomycosis (document ICC-100-3).
- Improving coffee quality in East and Central Africa through enhanced processing practices (Rwanda and Ethiopia) (document ICC-100-4).
- Coffee market development and trade promotion in Eastern and Southern Africa (document ICC-100-1). In the case of this project, a CD-Rom containing the full progress report and copies of training manuals was made available at the meeting. Additional copies of the CD-Rom are available on request from the Secretariat.

46. The Council took note of this information, and further took note of presentations by representatives of the United Nations Office for Project Services (UNOPS) for the projects entitled “Short- and medium-term finance for small-scale coffee farmers in Kenya” and “Coffee market development and trade promotion in Eastern and Southern Africa”, and of a presentation by the representative of the National Agricultural Research Centre (CNRA) on the project “Robusta quality and marketing improvement by optimal use of coffee terroirs”. Finally, the Council took note of a request for the budget for the “Coffee price risk management in Eastern and Southern Africa” project (CFC/ICO/21FA) to be transferred to the project “Short- and medium-term finance for small-scale coffee farmers in Kenya” (CFC/ICO/20) to support work undertaken under this project. This request would be followed up by the Secretariat.

**Item 8:                      Report by the Chairman of the  
Private Sector Consultative Board (PSCB)**

47. The Chairman of the PSCB said that that body had met on 21 May 2008. The PSCB had paid tribute to Dr Ernesto Illy and recognized his outstanding contributions to the coffee sector. Dr Illy had been a very active member of the Board as the representative of the Institute for Scientific Information on Coffee (ISIC), and would be greatly missed. The European Coffee Federation (ECF) and the National Coffee Association of Guatemala (ANACAFÉ) had made brief presentations on statistical matters. The PSCB would welcome

information about additional statistical data that would serve to complement existing ICO statistics. The PSCB had also received presentations on coffee and health and food safety issues, which were regular items on its agenda, and had taken note of a report on the Coffee Quality-Improvement Programme. The PSCB had reviewed the preparations for the implementation of the 2007 Agreement, including draft terms of reference of the PSCB, and had decided to submit these to the Council to consider whether changes were needed. Members had also noted that Guatemala had confirmed its interest in hosting the next World Coffee Conference, and in the case of the All Japan Coffee Association, had noted that this would be the last meeting to be attended by its representative, Mr Sanae Yamada, one of the original members of the PSCB. Finally the PSCB had noted that the Council would consider amendments to its composition for 2007/08 and 2008/09 contained in WP-Council 159/07 Rev. 2, including the appointment of the Associação Brasileira da Indústria de Café Solúvel (ABICS), Associação Brasileira da Indústria de Café (ABIC) and Confederação da Agricultura e Pecuária do Brasil (CNA) as Alternates in the Brazilian and Other Natural Arabicas category. In addition, the Council was requested to approve a reduction in the number of seats held by the European Coffee Federation (ECF) from three to one with effect from 1 October 2008. Two additional coffee associations or bodies from importing countries would consequently need to be designated by the Council in September 2008. ABIC had requested to participate in the PSCB and this request and suggestions for other associations to participate on the Board would be considered at the next meeting.

48. The Council took note of this report and approved the amendments to the composition of the PSCB for 2007/08 and 2008/09 contained in document WP-Council 159/07 Rev. 2.

#### **Item 9: Report by the Chairman of the Statistics Committee**

49. The Chairman of the Statistics Committee, Mr Jaime Junqueira Payne, said that the Statistics Committee had met on 21 May 2008 (the report of this meeting was subsequently circulated as document WP-Statistics 126/08). The Committee had considered a report on compliance with the Statistical Rules of the ICO. Performance was generally good; however, exporting Members were urged to improve the provision of estimates of production and internal consumption. In the case of importing Members, the Committee had noted that despite efforts by the EC, data had not yet been provided by Bulgaria and Hungary. With regard to technical assistance, a manual of best practice was being prepared by selected exporting Members and, once finalized, would be made available to countries with poor compliance. The Committee welcomed the offer by Brazil to provide technical assistance to African countries with low levels of compliance through its recently established EMBRAPA agency in Ghana. The USA reiterated its offer to explore the provision of technical support.

50. In the case of exports to exporting countries, exporting Members had been reminded of the importance of providing data on their imports of coffee, which was essential to accurately calculate world supply and demand. The Committee took note of data on exports

of organic coffee which would continue to be updated and expanded. It had also considered proposals for revisions to its draft terms of reference and support had been expressed for proposals contained in document WP-Council 177/08. The Committee had also reviewed proposals to revise the statistical rules of the Organization. In the case of Rules on Statistical Reports (document WP-Statistics 121/08), a number of proposals to include more detailed information were approved, and this document would be revised and reviewed by the Council in September. With respect to the Rules on Indicator Prices (document WP-Statistics 122/08), the Committee had noted that it had until September 2009 to consider changes. Regarding Rules on Certificates of Origin (document WP-Statistics 120/08), it had been proposed that more detailed information should be provided on a voluntary basis, including information about certification programmes and Harmonized System (H.S.) codes. Some definitions would need to be revised to reflect current market practices. In the case of production costs, as these involved variables of a sensitive nature, Members were requested to send copies of relevant publications to the ICO Library. Finally, the Chairman said that the conversion factors used in the ICA 2007 would be reviewed by the Committee in September 2008, with the assistance of the PSCB.

51. The Council took note of this information and expressed its appreciation to the Chairman for his detailed report. The Council further noted that the EC would contact representatives of Bulgaria and Hungary on his return to Brussels to request them to provide the necessary data.

#### **Item 10: Promotion Committee**

52. Article 34 of the 2001 Agreement provides that the Promotion Committee shall report regularly to the Council. The Council noted that the Promotion Committee had met on 22 May 2008 and had received reports on the implementation of the ICO network to promote coffee consumption, and coffee and health programmes. Exporting Members had agreed to contribute US\$50,000 to finance the Positively Coffee Programme for a further year, and had also approved a contribution of US\$10,000 to the 22<sup>nd</sup> ASIC Conference in Brazil in September 2008. The report of the Promotion Committee meeting was subsequently circulated as document PC-49/08.

#### **Item 11: 3<sup>rd</sup> World Coffee Conference**

53. Article 21 of the 2001 Agreement provides that the Council shall appoint the Chairman of the World Coffee Conference, and decide on the form, title, subject matter and timing of the Conference, in consultation with the PSCB. The Executive Director said that he had received a formal invitation from Guatemala to host the next Conference, which could take place in early 2010. He noted that a small task force to support the Chairman of the Conference with the preparations for this event could be established if wished.

54. The Council took note of this information and decided to accept the invitation from Guatemala to host the 3<sup>rd</sup> World Coffee Conference. The Council further noted that the appointment of a Chairman, dates, theme, speakers and other issues related to the Conference would be considered at its next Session in September 2008.

**Item 12: Seminar on Geographical Indications for Coffee**

55. The Chairman of the Seminar, Mr Max Schnellmann of Switzerland, said that the Seminar on Geographical Indications for Coffee had taken place on Tuesday 20 May 2008, with the aim of informing Members and other participants on current issues regarding Geographical Indications (GIs) for coffee. It was not intended as a platform to discuss trade or legal issues relating to the use and development of GIs, but rather as an opportunity to hear experts present the findings on this topic, share the experiences of other countries which had secured GI status for their coffees, and benefit from information on how some important consumer markets were regulating this tool.

56. Eight speakers had made presentations on topics ranging from country experiences of the use of GIs, issues of labelling, traceability and certification, and legal issues.

57. GIs and other forms of intellectual property (IP) were not a magic solution for the world coffee economy, but were unique tools that could potentially offer considerable benefits. They should be seen as complementary to trademarks, rather than as substitutes, one more tool in a range of options for coffee marketing strategies based on origin differentiation. A successful GI strategy required the long-term commitment of resources, and the prospects of benefits were also long-term. The country presentations showed that there was already considerable practical experience and knowledge in this area. These countries were very aware of the pros and cons of GIs and other IP protection tools. They had made a careful cost-benefit analysis at the outset, evaluated the various options and had each chosen an innovative and well-thought out approach, taking into account their levels of development and administrative and marketing capacities. The Seminar had also facilitated an exchange of information on how GIs and other IP protection tools were dealt with at the international level. For the future, it would be useful to review practical aspects of the organization of the Seminar, such as the insufficient time allowed for debate. The ICO had a unique comparative advantage as a recognized neutral forum on world coffee matters, and could make a difference by encouraging more Member and non-member countries to share their practical experiences with GIs and other IP protection tools, thus contributing to the aim of achieving greater market transparency.

58. Finally, the Chairman expressed his appreciation to all the presenters, in particular Mr Mesfin Gebramariam, of Ethiopia, and Mr Enzo Barattini, of the EC, who on very short notice had had to stand in for their colleagues. He also thanked the Secretariat for organizing the Seminar, and the Council for choosing this topic as the Seminar theme.

59. The Council took note of this report, a copy of which was subsequently circulated as document ICC-100-11. The Council further noted that copies of all the presentations were available on the ICO website (<http://www.ico.org/workshop.asp>) and that it should be made clear that these were the personal opinions of the speakers and did not represent ICO policy.

**Item 13: Obstacles to consumption**

60. The Secretary introduced a report on obstacles to consumption contained in document ICC-100-6 Rev. 1.

61. In discussions on this item, the importance of this issue was highlighted. Obstacles to consumption such as tariff barriers caused difficulties, and should be discussed at international fora with a view to eliminating them.

62. The Council took note of this report and of the need for Members to continue to inform the Executive Director of any measures adopted in their countries in connection with the provisions of Article 33 of the 2001 Agreement, and of any changes to current levels of taxes and duties on coffee trade and consumption. The Council further noted that this report would be updated to include any additional information received from Members.

**Item 14: Cooperation with other agencies**

63. The Executive Director said that cooperation on coffee issues was continuing with other agencies including the World Trade Organization, the United Nations Conference on Trade and Development (UNCTAD) and the Food and Agriculture Organization of the United Nations (FAO). The ICO had been represented by the Head of Operations and Chief Economist at the Eastern African Fine Coffees Association (EAFCA) Conference and at the 4<sup>th</sup> African Scientific Coffee Conference, held in Uganda in February 2008. With regard to the International Trade Centre UNCTAD/WTO (ITC), future cooperation was being discussed, such as on the Coffee Guide Website ([www.thecoffeeguide.org](http://www.thecoffeeguide.org)) which was based on the “Coffee: an Exporter’s Guide” publication, which had been published in 2002 and was available in English, French and Spanish.

64. In discussions on this item, the Council noted that seed financing for the Coffee Guide website had originally been provided by Switzerland. The Guide needed to be updated and further extended, and was in line with the new priorities of the ICA 2007; it would be useful for both organizations to explore cooperation on its future development. In response to questions on cooperation on statistics with the FAO, technical assistance, and finance for projects from other donor agencies, the Executive Director said that the ICO had received additional statistical data from the FAO, such as data on non-member countries. It had also explored access to the FAO database of exports and imports; however the issue of copyright for the software needed to be resolved. He noted that the ICO regularly participated in FAO



meetings and events. Regarding other donor agencies, the ICO had established informal contacts with agencies such as the Inter-American Development Bank and the African Development Bank and would follow these up with further contacts and missions as appropriate. The ICO had previously contacted the Organization of Petroleum Exporting Countries (OPEC) about possible funding, and although the response had been negative, a further approach to this organization could be explored. Members noted that in the case of the EC, its financial regulations meant that it could not provide direct support to International Commodity Bodies (ICBs), although the matter was under review and it might be possible to provide specific assistance in the future. Action at the country level was possible through the European Development Fund (EDF) and funding for commodities and development initiatives was also channelled through the CFC, World Bank etc. and countries were encouraged to work with the EC and submit initiatives to the EDF. In the case of the FAO, it would be useful to inform Members of any opportunities or constraints to cooperation as they were represented at this organization and contributed to its funding. Members further noted that the Dominican Republic-Central America-United States Free Trade Agreement included financial provision for cooperation, including the area of sustainable agriculture. Given that the CFC had limited financing, the challenge facing the ICO was to provide technical guidance on developing projects in a way that would enable them to be submitted to different donor agencies.

65. The Council took note of this information.

**Item 15: National coffee policies**

*United States Department of Agriculture Programmes in Coffee*

66. The representative of the United States Department of Agriculture (USDA) made a presentation on USDA Programmes in Coffee, including the Coffee Research Programme at the Agricultural Research Service (ARS). He outlined activities related to the CBB and said that a manual on the natural enemies of the CBB had been developed in cooperation with the Southern Frontier College (ECOSUR), Mexico, and it was hoped to publish this as a joint USDA/CFC/ICO initiative. Other resources included the USDA Foreign Agricultural Service website with analysis and reports on tropical products including coffee (<http://www.fas.usda.gov>). Finally, he noted that there were opportunities for short-term visits to ARS laboratories through two Fellowship Programmes. A CD-Rom containing a copy of his presentation, a summary of USDA ARS coffee publications and a preliminary version of the manual on the natural enemies of the CBB in Spanish was circulated at the meeting. Copies of the presentation can also be downloaded from the ICO website (<http://dev.ico.org/presents/presentation0708.htm>).

*Brazil: Quality standards for roast and ground coffee*

67. Representatives of Brazil made a presentation on new legal and industry standards governing the quality of roast and ground coffee. Copies of this presentation can be downloaded from the ICO website (<http://dev.ico.org/presents/presentation0708.htm>).

*Central African Republic*

68. The representative of the Central African Republic made a statement on the situation of coffee in the Central African Republic, which was circulated as document ICC-100-7. He appealed for assistance from donors and the ICO to revitalize the coffee sector in his country and to support efforts to carry out research, promote consumption and combat poverty.

*Panama: Development of specialty coffee from Gnöbe Buglé*

69. The representative of Panama made a presentation on the development of specialty coffee from Gnöbe Buglé. Copies of this presentation can be downloaded from the ICO website (<http://dev.ico.org/presents/presentation0708.htm>).

70. The Council expressed its appreciation for all the presentations made under this item, and took note of the suggestion that a virtual network dealing with the most common pests affecting coffee should be set up to disseminate knowledge and information which would be considered by the Secretariat.

**Item 16: Financial and administrative matters**

**Item 16.1: Administrative Accounts of the Organization for the financial year 2006/07 and Report of the Auditors**

71. On the recommendation of the Executive Board, the Council decided to approve the Administrative Accounts of the Organization for the financial year 2006/07 and the Report of the Auditors contained in document EB-3940/07 Rev. 1.

**Item 16.2: Other financial and administrative matters**

72. The Chairman of the Executive Board said that the Board had received a report of the meeting of the Finance Committee on 21 May 2008. The Board had noted that Mr Mick Wheeler, of Papua New Guinea, had been reappointed as the Chairman of the Committee, and had taken note of the report on the financial situation (contained in document WP-Finance 56/08). The Board had also noted that the Finance Committee had reviewed the draft Administrative Budget. This would be considered again at its next meeting on 22 September before being submitted to the Board and Council for approval. Finally the Board

had taken note of progress on outstanding contributions, and had expressed its appreciation for the efforts made by countries to settle their arrears, including Malawi, Nicaragua, Uganda and Zimbabwe. In the case of Nicaragua, although there was still a small shortfall for 2007/08, in recognition of its efforts to repay its arrears, the Board had noted that a draft Resolution would be presented to the Council proposing the restoration of the voting rights of this country.

73. The Council took note of this information and, noting that the title should be amended to read “Restoration of voting rights of Nicaragua”, decided to approve the draft Resolution contained in document WP-Council 178/08, which became Resolution 437, a copy of which is attached to these decisions.

#### **Item 17: Other business**

##### *Sustainability*

74. The Council noted that a report of the meeting of the Steering Committee of the Sustainable Coffee Partnership (SCP), held on 21 May 2008, would be circulated to Members (subsequently circulated as document ICC-100-9).

##### *Registered ports of export and ICO certifying agents*

75. The Council noted that document WP-Council 174/08 contained a list of exporting countries and their country codes, ICO Certifying Agents and registered ports of export. Exporting Members that had not yet updated this information were requested to confirm the details of ports from which their coffee was exported and the names of Certifying Agents appointed to deal with matters related to Certificates of Origin.

#### **Item 18: Future meetings**

76. The Secretary introduced document WP-Council 175/08 containing the dates of meetings in 2008/09 and 2009/10. In the case of coffee year 2008/09, it was proposed that the next Council Session could take place in either March or May 2009. The Council noted that the dates of meetings in 2008/09 would be considered again at its next Session which would take place at the headquarters of the Organization in London from 22 to 26 September 2008. The Council further noted the suggestion that in future there should be a limit to the number of presentations which were made during a Session in order to do justice to them.

77. Finally the Council took note of an invitation by the Government of Kenya to host the Council Session in May 2009. It expressed its appreciation for this invitation which would be considered further in September 2008.



Organización Internacional del Café  
Organização Internacional do Café  
Organisation Internationale du Café

## ICC Resolution 437

27 May 2008  
Original: English

E

**International Coffee Council**  
100<sup>th</sup> Session  
19 – 23 May 2008  
London, England

### **Resolution number 437**

APPROVED AT THE SIXTH PLENARY MEETING,  
23 MAY 2008

### **Restoration of voting rights of Nicaragua**

#### **WHEREAS:**

Paragraph (2) of Article 25 of the International Coffee Agreement 2001 provides that, if any Member fails to pay its full contribution to the Administrative Budget within six months of the date on which the contribution is due, both its voting rights in the Council and its right to have its votes cast in the Executive Board shall be suspended until such contribution has been paid;

As at 1 October 2007 Nicaragua had outstanding contributions amounting to £116,438 for 2007/08 and previous years;

Nicaragua has submitted a proposal for the payment of its arrears as shown in document WP-Finance 55/08 (attached); and has paid a total amount of £91,324.92 in February 2008 in full settlement of the first instalment under the proposed schedule, as well as part settlement of later instalments; and

In recognition of the commitment by Nicaragua to pay the arrears in accordance with the instalment scheme shown in document WP-Finance 55/08, it is deemed appropriate to restore its voting rights,

THE INTERNATIONAL COFFEE COUNCIL

RESOLVES:

1. To permit Nicaragua to pay its outstanding contributions to the Administrative Budget for 2006/07 and previous years in two annual instalments of £7,746.71 each, payable from March 2009.
2. To restore with immediate effect the voting rights of Nicaragua for as long as the above payment plan is maintained and future contributions are paid in accordance with the provisions of Article 25 of the 2001 Agreement.
3. That this Resolution shall not constitute a precedent in respect of the waiver of obligations relating to contributions under the provisions of Article 25 of the 2001 Agreement.
4. To request the Executive Director to inform the Executive Board of Nicaragua's compliance with its obligations under paragraph 1 of this Resolution.



Organización Internacional del Café  
Organização Internacional do Café  
Organisation Internationale du Café

WP Finance 55/08

22 April 2008  
Original: English

E

Finance Committee  
11<sup>th</sup> Meeting  
21 May 2008  
London, England

Nicaragua

**Payment of arrears in contributions  
to the Administrative Budget**

RESTRICTED

## Background

1. As at 30 September 2007 Nicaragua had outstanding contributions of £95,590.11 relating to 2006/07 and previous financial years. Its contribution for the current year, 2007/08, amounts to £20,848 making a total amount due of £116,438.11 at 1 October 2007.
2. After a number of exchanges between the Executive Director and the authorities in Nicaragua, the Executive Director proposed a schedule for Nicaragua to repay the arrears due. This involved the oldest debt outstanding, namely £2,629.62 from 1999-2001, being repaid in full, as well as 75% of the balance due at 30 September 2007, namely £69,720.37, being paid at the same time in one lump sum. The balance of 25%, namely £23,240.12, would be repaid over three years, on 31 March of 2008, 2009 and 2010. The contribution for 2007/08 would be paid in the normal way. A letter dated 11 September 2007 from the Executive Director to the Minister for Development, Industry and Commerce in Nicaragua is attached as Annex I.
3. The above proposal was received positively by the Minister in his response dated 25 September 2007. This is attached as Annex II. The proposal was officially sanctioned in La Gaceta, the Official Diary of the Government of Nicaragua, on 14 December 2007, which is attached as Annex III.
4. The lump sum payment of £72,349.99 relating to the oldest debt and 75% of the balance was received by the Organization on 13 February 2008. Further amounts of £18,130.01 and £844.92 were received on 13 February and 22 February 2008 which could be applied towards payment of the contribution of 2007/08 and/or in settlement of the first tranche of the proposed rescheduled amount payable on 31 March 2008 outlined in paragraph 2) above.

## Action

The Committee is requested to consider whether this proposal is acceptable as a means of settling the arrears of Nicaragua and to make a recommendation to the Executive Board in connection with the votes of Nicaragua in view of the efforts which have been made to repay its outstanding contributions.



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INTERNATIONALE

DEL CAFÉ  
DO CAFÉ  
DU CAFÉ

**NÉSTOR OSORIO**  
Executive Director

11 September 2007

Mr Orlando Solórzano  
Ministro de Fomento, Industria y Comercio  
Ministerio de Fomento, Industria y Comercio  
Carretera Masaya Km. 6,  
Frente a Camino de Oriente,  
Managua  
Nicaragua

Dear Mr Solórzano,

I would like to acknowledge receipt of the letter of 27 August 2007 from Verónica Rojas Berrios, Vice Ministra of MIFIC, concerning the amount due by Nicaragua to the Organization. I would also like to express my appreciation of the efforts made by you and your colleagues to reach an agreement concerning the debt and to regularise the issue of outstanding contributions during my recent discussions with you in Managua.

Further to those discussions, we agree in principle to the rescheduling of 25% of the recent debt of £92,960.49, namely £23,240.12. However, in view of recent decisions made by the Organization's Finance Committee and Executive Board in relation to the outstanding arrears of a number of other countries, we feel that the suggested rescheduling period of five years is too long. We believe that a period of three years would be more appropriate and would be more likely to meet with the approval of the Organization's Members.

We would therefore suggest that this amount be paid in three instalments of £7,746.71 over three years, on 31 March 2008, 2009 and 2010, which represents the latest date on which contributions are normally due. In the meantime, as agreed, we look forward to receiving the following: the oldest arrears outstanding, namely £2,629.62 from 1999/01; and the balance of 75% of the amount referred to above, namely £69,720.37. This amounts to £72,349.99 in total. The contribution for 2007/08 would be paid in the normal way once that sum has been agreed by the Executive Board and Council, which we anticipate will be during the week of 24 September 2007.

I hope very much that you will be able to agree to the above proposal. If this is the case, I would intend to submit this rescheduling proposal to the Executive Board and Council during the forthcoming meetings during the week beginning 24 September 2007.

I look forward to hearing from you at your earliest convenience.

Yours sincerely

(Signed) Néstor Osorio  
Executive Director

cc. Verónica Rojas Berrios, Vice Ministra, MIFIC  
Lic. Alberto Guevara O., Ministro MIICP





**Gobierno de Reconciliación  
y Unidad Nacional**

*El Pueblo, Presidente!*

Managua, 25 de Septiembre 2007  
DMOSD-2311-09-07-SAR

Doctor  
Néstor Osorio  
Director Ejecutivo  
Organización Internacional del Café  
Su despacho

Estimado Doctor Osorio:

En referencia a su carta del 11 de septiembre de 2007, acerca de la solicitud de reestructuración del adeudo de Nicaragua con la OIC, presentada por la Lic. Verónica Rojas Berrios, Viceministra de Fomento, Industria y Comercio, carta del 27 de agosto de 2007; agradezco su pronta respuesta donde confirma nuestro acuerdo para reprogramar el pago de £23,240.11, equivalente al 25% de £92,960.49 de la deuda correspondiente al período 2002/2007.

Con respecto a las decisiones recientemente adoptadas por el Comité de Finanzas y la Junta Ejecutiva de esa Organización sobre los plazos de pagos atrasados, le informo que se ha dispuesto cancelar el 25% de la deuda referida en un plazo de 3 años, con cuotas anuales de £7,746.71 libras, el 31 de marzo de 2008, de 2009 y 2010, tal como usted lo ha señalado.

Sobre los adeudos de £2,629.62 del período 1999/2001 y el saldo del 75% restante del período 2002/2007 por £69,720.37, le informo que se están realizando los trámites correspondientes para hacer las transferencias bancarias.

En cuanto a la contribución del período 2007/2008, esperamos recibir información sobre la cuantía de la cuota correspondiente a Nicaragua para proceder con los trámites pertinentes.

Sin más a que referirme, le saludo.

Cordialmente,

  
Orlando Solórzano Delgadillo  
Ministro



C/c: Cra. Alberto Guevara - Ministro MHCP  
Cra. Verónica Rojas - Viceministra MIFIC  
CONACAFE  
Archivo

Ministerio de Fomento, Industria y Comercio  
Carretera Masaya Km. 6, Frente a Camino de Oriente  
TEL. 267-0161 / 267-0437  
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# LA GACETA

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Managua, Viernes 14 de diciembre de 2007

No. 241

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Dado en la ciudad de Managua, Casa de Gobierno, a los veintisiete días del mes de noviembre del año dos mil siete. **DANIEL ORTEGA SAAVEDRA**, Presidente de la República de Nicaragua. **Paul Oquist Kelley**, Secretario Privado para Políticas Nacionales.

**Gobierno de Reconciliación y Unidad Nacional**  
**Unida Nicaragua Triunfa**

#### ACUERDO PRESIDENCIAL N° 454-2007

El Presidente de la República de Nicaragua

En uso de las facultades que le confiere la Constitución Política

#### ACUERDA

**Artículo 1.** Organizar la Delegación Oficial, que en nombre del Gobierno de la República de Nicaragua asistirá a la Ceremonia de Toma de Posesión de la Presidencia de la República de Argentina, por la Presidenta Electa, Excelentísima Señora Cristina Fernández de Kirchner, a efectuarse el día diez de diciembre del año dos mil siete, la cual estará presidida por el Excelentísimo Señor Vicepresidente de la República, Licenciado Jaime Morales Carazo, e integrada por: Compañero Comandante Tomás Borge Martínez, Embajador Extraordinario y Plenipotenciario de la República de Nicaragua en la República del Perú, y Embajador en Misión Especial para este evento, y su Señora Esposa Marcela Pérez Silva; Licenciada Fabiola Masís, Embajadora Extraordinaria y Plenipotenciaria de la República de Nicaragua ante el Gobierno de la República de Argentina y Sub-Oficial Mayor Don Bergman Domingo Muñoz García, Jefe de Seguridad.

**Artículo 2.** Expedir la Carta Credencial correspondiente y comunicar este Acuerdo al Ilustrado Gobierno de la República de Argentina.

**Artículo 3.** El presente Acuerdo surte sus efectos a partir de esta fecha. Publíquese en La Gaceta, Diario Oficial.

Dado en la ciudad de Managua, Casa de Gobierno, a los siete días del mes de diciembre del año dos mil siete. **DANIEL ORTEGA SAAVEDRA** Presidente de la República de Nicaragua.

**Gobierno de Reconciliación y Unidad Nacional**  
**Unida Nicaragua Triunfa**

#### ACUERDO PRESIDENCIAL N° 455-2007

El Presidente de la República de Nicaragua

En uso de las facultades que le confiere la Constitución Política

#### ACUERDA

**Artículo 1.** Autorizar al Ministerio de Hacienda y Crédito Público, para que de conformidad con el artículo 66 de la Ley No. 477, Ley General de Deuda Pública, publicada en La Gaceta, Diario Oficial No. 236 de fecha 12 de diciembre de 2003 y conforme a lo Recomendado por el Comité de Operaciones Financieras (COF), en Sesión Extraordinaria de fecha 26 de septiembre de 2007 que consta en Acta No. 109, Incorpore y registre como deuda pública interna del Estado la cantidad de \$91,324.92 (Noventa y Un Mil Trescientos Veinticuatro Libras Esterlinas con 92/100), por concepto de pagos pendientes de membresía por parte de MIFIC/CONACAFE a la Organización Internacional del Café (OIC), de conformidad con lo ordenado en el Artículo 21 de la Ley No. 368, Ley del

Café, publicada en La Gaceta, Diario Oficial No. 17 del 24 de enero de 2001, la cual establece que el Estado asigna a CONACAFE la cuota fija de cincuenta centavos dólar por cada quintal de café oro exportado; y que dicha cuota se tomará de los ingresos fiscales percibidos por el rubro y será transferida mensualmente al Consejo por el Ministerio de Hacienda y Crédito Público, en su carácter de agente financiero del Estado.

**Artículo 2.** Autorizar al Ministerio de Hacienda y Crédito Público a transferir a la Organización Internacional del Café (OIC), a través de la cuenta No. 05651059 en el Banco Bilbao Vizcaya Argentina, pago por la cantidad de \$91,324.92 (Noventa y Un Mil Trescientos Veinticuatro Libras Esterlinas con 92/100), en concepto de pagos pendientes de membresía por parte de MIFIC/CONACAFE a la Organización Internacional del Café (OIC). El pago se hará de conformidad con la Ley No. 615, "Ley Anual de Presupuesto General de la República 2007", publicado en La Gaceta, Diario oficial No. 56 del 20 de marzo de 2007 donde aparece en el servicio de la deuda pública interna, con cargo a la partida presupuestaria denominada "Sentencias Judiciales y Otras Deudas Contingentes", por un monto de C\$88,155,143.00, de los cuales C\$5,950,022.00 están asignados a la Comisión Nacional del Café (CONACAFE), para pagar este tipo de deuda.

**Artículo 3.** El presente Acuerdo surte sus efectos a partir de esta fecha. Publíquese en La Gaceta, Diario Oficial.

Dado en la ciudad de Managua, Casa de Gobierno, a los diez días del mes de diciembre del año dos mil siete. **DANIEL ORTEGA SAAVEDRA**, Presidente de la República de Nicaragua

**Gobierno de Reconciliación y Unidad Nacional**  
**Unida Nicaragua Triunfa**

#### ACUERDO PRESIDENCIAL N° 457-2007

El Presidente de la República de Nicaragua

En uso de las facultades que le confiere la Constitución Política

#### ACUERDA

**Artículo 1.** Modificar el Artículo uno del Acuerdo Presidencial número 439-2007 del dieciséis de noviembre del año dos mil siete, publicado en La Gaceta, Diario Oficial Número 231 del treinta de noviembre del año dos mil siete, el que deberá leerse de la siguiente manera: Nombrar al Compañero Licenciado Gadiel Francisco Arce Mairena, Cónsul General con equivalencia diplomática de Ministro Consejero de la República de Nicaragua en Quito, con Jurisdicción en todo el territorio de la República del Ecuador.

**Artículo 2.** El presente Acuerdo surte sus efectos a partir de esta fecha. Publíquese en La Gaceta, Diario Oficial.

Dado en la ciudad de Managua, Casa de Gobierno, a los diez días del mes de diciembre del año dos mil siete. **DANIEL ORTEGA SAAVEDRA** Presidente de la República de Nicaragua.

**Gobierno de Reconciliación y Unidad Nacional**  
**Unida Nicaragua Triunfa**

#### ACUERDO PRESIDENCIAL N° 458-2007

El Presidente de la República de Nicaragua

#### C Ó N S I D E R A N D O