



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

ICC 98-5

8 October 2007  
Original: English

E

**Decisions and Resolutions adopted  
at the 98<sup>th</sup> Session of the  
International Coffee Council**

**28 September 2007**

1. The International Coffee Council, chaired by the 1<sup>st</sup> Vice-Chairman, Mr. Hiroshi Aimoto of Japan, met on 28 September 2007.

**Item 1: Adoption of the Agenda**

2. The Council adopted the draft Agenda contained in document ICC-98-0 Rev. 2 and took note of the schedule of meetings.

3. The Executive Director said that Oxfam had submitted a request to attend the Council Session as an observer. The Council took note of this information and decided that Oxfam should be admitted as an observer for the report by the Chairman of the Working Group on the Future of the Agreement.

**Item 2: Votes and credentials**

**Item 2.1: Votes in the Council for coffee year 2006/07**

4. The Council took note of the situation of outstanding payments affecting voting rights as at 25 September 2007 and approved the redistribution of votes in the Council and Executive Board for coffee year 2006/07 contained in document EB-3918/06 Rev. 4.

**Item 2.2: Initial distribution of votes in the  
Council for coffee year 2007/08**

5. Paragraph (5) of Article 13 of the Agreement provides that the distribution of votes shall be determined by the Council at the beginning of each coffee year. Under the provisions of Article 13, the votes of exporting Members and of importing Members are based on their exports and imports respectively in the preceding four calendar years.

6. The Secretary said that documents ED-2017/07 Rev. 1 and ED-2018/07 Rev. 1, respectively, contained the latest information on the basis for the distribution of votes among exporting and importing Members for coffee year 2007/08. He introduced document EB-3934/07 showing the initial distribution of votes for coffee year 2007/08. The Council took note of this information and approved the initial distribution of votes for coffee year 2007/08, which would be used as the basis for assessing contributions.

**Item 2.3:                    Credentials**

7. The Council noted that the Secretariat had examined the credentials received from Members and had informed the Chairman of the Council that they were 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-98-3.

**Item 3:                    Future of the  
International Coffee Agreement (ICA) 2001**

8. The Chairman of the Working Group on the Future of the Agreement, Mr. Saint-Cyr Djikalou of Côte d'Ivoire, reported that the Working Group had met for the fourth time from 24 to 27 September. It had made excellent progress and had concluded its remit of examining the current Agreement and proposals submitted by Members, or other invited parties, and submitting recommendations to the Council. Document WP-WGFA 3/07 Rev. 8 contained the text of a new Agreement, incorporating proposals agreed by the Group, and was submitted to the Council for approval. The new Agreement included some significant changes, such as the elimination of the Executive Board and the creation of three new bodies to assist the Council with its work: a Finance and Administration Committee, a Promotion and Market Development Committee and a Projects Committee. The Council would also benefit from the input of the World Coffee Conference, the Private Sector Consultative Board (PSCB) and the Consultative Forum on Coffee Sector Finance. In addition, the duration of the new Agreement was ten years, with provision for extending it for up to eight years. Two Articles required further discussion: Article 2 (Definitions) and Article 14 (Decisions of the Council). The Chairman thanked the informal Drafting Group, all Members of the Working Group and the Executive Director for their proposals and the constructive spirit in which the negotiations had been conducted. The Council took note of this report.

9. The Council noted that despite the efforts of Brazil, Portugal and Angola who had urged the United Nations Treaty Section to continue to accept the Agreement in Portuguese, the Treaty Section could not include Portuguese as one of the languages in which authentic texts of the Agreement were submitted to it under the provisions of Article 51 (Authentic texts of the Agreement). The Executive Director informed Members that he had had personal contacts with the legal officers of the Treaty Section, however they had confirmed that they were unable to accept the ICO's request to include Portuguese as an authentic text. He noted

that possible solutions could include designating either a Contracting Party, another intergovernmental organization or the International Coffee Organization itself as the Depositary, all possibilities covered by the Vienna Convention.

10. The Council noted that Brazil would be willing to act as Depositary for the 2007 Agreement. The Council further noted that following this Session, the Executive Director would review the legal and financial implications of options for the Depositary and consult Members and the United Nations as necessary to see how this matter could best be resolved and to enable a decision to be taken by the Council at a special session in January 2008.

11. Following further discussion and consideration, the Council agreed that the Depositary should be designated by a consensual decision by the Council before 31 January 2008 and that this should be reflected in paragraph (10) of Article 2. It further agreed to amend the dates in paragraph (1) of Article 40 (Signature and ratification, acceptance or approval) in view of the need to take a decision on the Depositary. In the case of Article 14 (Decisions of the Council), noting that other than for elections, decisions had largely been taken by consensus for the last 20 years, the Council decided to amend paragraph (1) to provide for a distributed majority vote of 70% for exporting and importing Members present and voting, with the definition of a distributed majority vote to be amended in Article 2 (Definitions). The Council further agreed to amend paragraph (3) to read “Members are committed to accept as binding all decisions of the Council under the provisions of this Agreement”.

12. The Council decided to approve the draft Resolution contained in document WP-Council 157/07 adopting the text of the new Agreement contained in document WP-WGFA 3/07 Rev. 8, noting that the new Agreement would be known as the 2007 Agreement to reflect the year it was adopted. The Council further decided to adopt the draft Resolution contained in document WP-Council 153/07, amended to include a reference to definitive or provisional entry into force. This Resolution extends the 2001 Agreement for a further year until 30 September 2008, with provision for its termination once the 2007 Agreement enters into force. These Resolutions became Resolutions 431 and 432 respectively, copies of which are attached to these Decisions. Finally, the Council noted that an extraordinary session would be held in January 2008 to enable Members to take a decision on the Depositary, and further noted that the Executive Director would convene a Verification Committee after the current Session to ensure that the draft text of the Agreement was consistent in the four official languages of the Organization.

13. The Council noted that some Members would need to consult their legal departments concerning the proposal for the Depositary or the authorities of their Member countries concerning the 2007 Agreement.

14. The Council congratulated the Working Group on its effective and efficient work in concluding its work and developing the text of a new Agreement with important new objectives, noting that this had been achieved through a spirit of cooperation and consensus. It also expressed its appreciation to the Executive Director and his staff for their cooperation. Finally, the Council expressed its appreciation to the Chairman of the Working Group for his outstanding leadership and efforts in successfully concluding the remit of the Working Group.

**Item 4: Membership of the ICA 2001**

**Item 4.1: Current situation**

15. The Secretary reported that as at 28 September 2007, there were 77 Members of the Organization, comprising 45 exporting and 32 importing countries. The Netherlands had deposited an instrument of accession with the United Nations Treaty Section on 25 May 2007 and the Executive Director continued to maintain contacts with potential new Members such as China, Peru and Russia. He introduced two draft Resolutions relating to the International Coffee Agreement 2001. The first draft Resolution concerned the extension of the time limit for the deposit of instruments of ratification, acceptance, approval or accession (document WP-Council 155/07) and the second concerned the extension of the time limit for the deposit of instruments by countries which were provisionally applying the Agreement and which required more time to complete the necessary formalities (document WP-Council 154/07).

16. The Council decided to approve the draft Resolution contained in document WP-Council 155/07 to extend the time limit for the deposit of instruments of ratification, acceptance, approval or accession to 30 September 2008, which became Resolution 434. The Council also decided to approve a more generic resolution, which extended the time limit to 30 September 2008 for the deposit of instruments by countries such as Belgium and Luxembourg which were provisionally applying the Agreement. This became Resolution 433. Copies of both Resolutions are attached to these Decisions.

**Item 4.2: Accession of Timor-Leste**

17. The Council noted that in May 2007, it had approved Resolution 428 extending the time-limit for the accession of Timor-Leste to 25 September 2007. As the Government of Timor-Leste required additional time to complete the procedures, a draft Resolution had been prepared extending this deadline to 30 September 2008 (contained in document WP-Council 156/07). The Council decided to approve the draft Resolution which became Resolution 435, a copy of which is attached to these Decisions.

**Item 5: Coffee market situation**

18. The Executive Director introduced his report on the market situation (contained in the ED-Letter August 2007), and said that a presentation on developments in the coffee market in 2006/07 and the previous five coffee years was available on the ICO website and he would make a more detailed analysis of the market situation in January 2008. The Council took note of this information and further took note of the third production estimate for the 2007/08 coffee crop in Brazil and final official estimate for the Brazilian coffee crop for 2006/07 contained in document WP-Council 158/07.

**Item 6: Coffee development projects**

**Item 6.1: Projects already approved by the  
Common Fund for Commodities (CFC)**

19. The Head of Operations reported that two new projects had been launched since the last meeting: “Enhancing the potential of gourmet coffee production in Central American countries”, launched in Guatemala on 6 September 2007, and “Reconversion of small coffee farms into self-sustainable agricultural family units”, launched in Ecuador on 15 September 2007. He introduced document ICC-98-1 containing progress reports on the following projects:

- Coffee market development and trade promotion in Eastern and Southern Africa
- Improvement of coffee production in Africa by the control of coffee wilt disease – tracheomycosis
- Integrated white stem borer management in smallholder coffee farms in India, Malawi and Zimbabwe
- Improving coffee quality in East and Central Africa through enhanced processing practices
- 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
- Short and medium term finance for small-scale coffee farmers in Kenya

20. The Council took note of information reported on projects already approved by the CFC and of the progress reports on projects contained in document ICC-98-1.

**Item 6.2: Projects for approval by the Council**

21. The Chairman of the Executive Board said that the Board had considered a number of project proposals together with the comments and recommendations of the Virtual Screening Committee (VSC), contained in document EB-3935/07. It had decided to recommend that the Council should approve the proposal entitled “Renovation of CATIE’s international coffee collection” submitted by PROMECAFE (contained in document WP-Board 1036/07), subject to clarification by the proponents on the issue of Intellectual Property Rights. In the case of the project “Revitalizing productivity, quality and trade in coffee from Africa” submitted by the Inter-African Coffee Organisation, contained in document WP-Board 1035/07, the Board had decided to recommend this project for submission to the CFC for fast-track financing. Finally the Board had noted that the proposal entitled “International research and development services for the durable genetic control of two destructive diseases affecting Arabica coffee” (document WP-Board 1033/07) submitted by the Tropical Research Institute (IICT) of the Coffee Rust Research Centre (CIFC) would be revised, and the proposal entitled “Coffee Berry Borer – the need for a review of the status and knowledge of a serious coffee pest” (document WP-Board 1037/07), submitted by CABI UK would be revised in collaboration with Indonesia.

22. The Council took note of this information and decided to approve the proposals entitled “Renovation of CATIE’s international coffee collection”, subject to clarification about Intellectual Property Rights, and “Revitalizing productivity, quality and trade in coffee from Africa” for submission to the CFC for financing.

**Item 7: Programme of activities for 2007/08**

23. The Head of Operations introduced document EB-3929/07 Rev. 1 containing a revised programme of proposed non-routine activities in coffee year 2007/08. He noted that the programme of activities for 2007/08 had been presented to the Executive Board in May 2007. It had included a number of proposals for seminars and workshops and, in view of cost implications, Members had been invited to consider which of these should be developed in coffee year 2007/08. As no replies had been received by the deadline of 31 July, it was proposed that a seminar on geographical indicators be held and the programme had been revised accordingly. The Council took note of this information and further noted that the costs of activities had been included in the draft Administrative Budget for financial year 2007/08. It decided to approve the programme of activities for 2007/08 contained in document EB-3929/07 Rev. 1.

**Item 8: Private Sector Consultative Board**

**Item 8.1: Report by the Chairman of the  
Private Sector Consultative Board (PSCB)**

24. The Chairman of the PSCB said that the PSCB had met on 26 September 2007. He requested the Council to approve the membership of the PSCB for coffee years 2007/08 and 2008/09 and said that the report of the meeting would be circulated after this Session. The Council took note of this information.

**Item 8.2: Membership of the PSCB for  
coffee years 2007/08 and 2008/09**

25. The Council noted that the term of office for members of the PSCB who were appointed by the Council at its 94<sup>th</sup> Session in September 2005 for coffee years 2005/06 and 2006/07 expired on 30 September 2007. The Executive Director had circulated document ED-2014/07 to all Members in June 2007 requesting them to inform him of nominations for representatives and alternates for coffee years 2007/08 and 2008/09. Document WP-Council 159/07 contained the list of associations nominated as at 21 September 2007. The Council further noted that Uganda had confirmed that it wished to designate the Ugandan Coffee Trade Federation (UCTF) as an alternate for the Robustas group, and that Honduras wished to nominate the Instituto Hondureño del Café (IHCAFE) as an alternate to the Asociación Mexicana de la Cadena Productiva del Café (AMECAFE). The Council designated the members of the PSCB for the next two coffee years as listed in document WP-Council 159/07, amended to include the UCTF and IHCAFE as alternate representatives.

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

26. The Chairman of the Statistics Committee, Mr. Jaime Payne of Brazil, said that the Statistics Committee had met on 26 September 2007 and had appointed him as the new Chairman. The Committee had considered changes to the market share of each group and their weightings in the calculation of ICO group and composite prices from 1 October 2007 and had decided to recommend that the Council should approve these as contained in document WP-Council 160/07 noting that the changes would be published on the ICO website. The Committee noted that Brazil was willing to share its expertise and technology with other producing countries and further noted that the ICO would continue contacts with the authorities of countries which were not complying with the provision of statistical data, including Mexico and Tanzania which had previously had satisfactory levels of compliance, and Bulgaria and Hungary in the case of importing Members. The Committee noted that Brazil had offered to share its expertise on statistical data with other producing countries and suggested that a representative of CONAB be invited to attend the next Council meeting to present its methodology on crop forecasting. It had urged exporting countries to provide

information on their imports of coffee as this information was a key component in the calculation of world consumption, and encouraged Members to send information about their future statistical priorities under the new Agreement for consideration by the Committee. The Committee had considered a communication from Colombia contained in document WP-Statistics 114/07 on the implications of obtaining information with a view to increasing the range of time series and had noted that consideration could be given to other data such as yields, area planted with coffee, numbers of workers in the coffee sector, etc. The Chairman highlighted the importance of ICO statistics in providing a basis for producing countries to develop their strategies and policies and reiterated the need for all Members to provide data in a timely manner. He noted that one of the key elements of the new ICA was market development, which required good management, which in turn depended on planning and accurate data, which enabled countries to take decisions about investing in coffee production and improving quality.

27. The Council took note of this information, and on the recommendation of the Statistics Committee, decided to approve the changes to the market share of each group and their weightings in the calculation of ICO group and composite prices from 1 October 2007 contained in document WP-Council 160/07.

**Item 10:                      Promotion**

28. The Chairman of the Promotion Committee said that the Committee had met on 28 September 2007. It had discussed the CFC's decision to reject the proposal to increase domestic consumption of coffee and the Executive Director would write to the CFC to convey Members' frustration and concerns about this decision. The Committee had received reports on coffee and health activities which were contributing to changing the attitudes of consumers and the medical profession about coffee and health. In the case of the Positively Coffee Programme he noted that the contribution of producing countries to this programme would end in 2008, and he invited them to indicate their interest in continuing to contribute to it. The Council took note of this report.

**Item 11:                      Cooperation with other agencies**

29. The Council noted that cooperation on a number of matters was under consideration by the ICO and the International Trade Centre UNCTAD/WTO (ITC) and would be developed further following the adoption of a new Agreement.



**Item 12: National coffee policies**

30. The representative of Cameroon informed the Council about the 1<sup>st</sup> African Coffee Forum which would take place in Yaoundé, Cameroon on 19 and 20 November 2007 and invited all Members to participate in this event (document ICC-98-2 contains further information about this event).

**Item 13: Financial and administrative matters**

**Item 13.1: Draft Administrative Budget  
for the financial year 2007/08**

31. The Chairman of the Executive Board said that, while one Member had expressed a reservation on the draft Budget, the Board had decided to recommend to the Council that it should approve the draft Administrative Budget for 2007/08 contained in document WP-Board 1034/07. Based on overall expenditure of £2,866,000 and estimated income from external sources of £260,000, the contribution per vote would be £1,303 for 2007/08, representing an increase of 3% compared with the financial year 2006/07.

32. The Council took note of this information and of the reservation of one Member, and decided to approve the draft Administrative Budget for 2007/08 contained in document WP-Board 1034/07<sup>1</sup>.

**Item 13.2: Payment of arrears**

33. The Council noted that, in May 2007, it had approved Resolutions restoring the voting rights of the Democratic Republic of Congo (Resolution 430) and Uganda (Resolution 429). Uganda was complying with the schedule of payments outlined in Resolution 429. In the case of the Democratic Republic of Congo, no payments had been received to date. Under the provisions of the Resolution, the voting rights of this country were therefore suspended. Document WP-Finance 40/07 Add. 1 contained a communication from the Ministry of Agriculture of the Democratic Republic of Congo urging the Finance Ministry to arrange payment of the arrears. In the case of Nicaragua, the Council took note of a communication contained in document WP-Board 1041/07 advising that the Government of Nicaragua proposed to settle 25% of its debt in annual instalments over a period of three years with the remaining 75% to be paid by bank transfer.

---

<sup>1</sup> Subsequently distributed as document EB-3937/07.

**Item 13.3: Other financial and administrative matters**

34. The Chairman of the Executive Board said that the Board had noted that the Executive Director would appoint MRI Moores Rowland (now renamed Mazars) as the auditors of the ICO for 2007/08. The Board had also approved documents WP-Board 1038/07 and 1040/07, respectively, containing proposals for salary scales, dependency allowances and the basis for contributions to the Provident Fund for staff in the General Service category, and proposals for the basis for contributions to the Provident Fund for staff in the Professional and higher categories. The Council took note of this information.

**Item 14: Elections for coffee year 2007/08**

**Item 14.1: Chairman and Vice-Chairmen of the Council**

35. In accordance with the procedures provided for in Article 11 of the Agreement, the Council elected the following office holders in the Council for coffee year 2007/08:

Chairman:	Mr. G.V. Krishna Rau (India)
First Vice-Chairman:	Mr. Ivan Romero (Honduras)
Second Vice-Chairman:	Mr. Manuel Altimira (Spain)
Third Vice-Chairman	No nomination

**Item 14.2: Executive Board**

36. In accordance with the procedures provided for in Article 18 of the Agreement, the following Members were elected to the Executive Board for coffee year 2007/08. These Members were requested to send the Secretariat the names of their representatives and alternates or advisers on the Executive Board, in accordance with Rule 4 of the *Rules of the Organization*.

Exporting Members

Brazil, with 276 votes	(representing Brazil)
Papua New Guinea, with 153 votes	(representing Papua New Guinea and Vietnam)
Colombia, with 111 votes	(representing Colombia)
Indonesia, with 98 votes	(representing India and Indonesia)
El Salvador, with 71 votes	(representing Costa Rica, El Salvador and Honduras)
Guatemala, with 70 votes	(representing Guatemala and Mexico)
Cameroon, with 66 votes	(representing Angola, Cameroon, Ghana, Nigeria, Togo and Uganda)
Burundi, with 62 votes	(representing Burundi, Ethiopia, Kenya and Tanzania)

37. The following Members did not assign their votes: Ecuador (12 votes) and Panama (6 votes). The following Members were absent: Bolivia (6 votes), Côte d'Ivoire (31 votes), Cuba (5 votes), Haiti (5 votes), Jamaica (5 votes), Rwanda (8 votes), Thailand (8 votes) and Venezuela (7 votes).

38. The following Members had their votes suspended: Benin, Central African Republic, Congo (Democratic Republic of), Congo (Republic of), Dominican Republic, Gabon, Guinea, Madagascar, Malawi, Nicaragua, Paraguay, Philippines, Zambia and Zimbabwe.

#### Importing Members

European Community, with 681 votes (representing the European Community):

European Community<sup>2</sup>

Belgium

Germany

Italy

Spain

United States of America, with 217 votes (representing the United States of America)

Japan, with 72 votes (representing Japan)

Switzerland, with 18 votes (representing Switzerland)

39. The following Member was absent: Norway (12 votes).

#### **Item 14.3: Chairman and Vice-Chairman of the Executive Board**

40. In accordance with the procedures provided for in Article 17 of the Agreement, the Council elected the following office-holders on the Executive Board for coffee year 2007/08:

Chairman: Mr. David Brooks (USA)

Vice-Chairman: Mr. Jindrich Fialka (Czech Republic)

---

<sup>2</sup> *The European Community casts the votes of the individual Members sitting on the Board and represents all other Members of the Community. If there are any changes to the EC representation on the Executive Board in 2007/08, these will be confirmed by the representative of the EC after the Council session.*

**Item 15: Other business**

*Café de Colombia – appellation d’origine*

41. The delegate of Colombia made a statement on behalf of Mr. Gabriel Silva Lujan, General Manager of the Federación Nacional de Cafeteros de Colombia welcoming the successful conclusion of the Agreement and noting the EC has given Café de Colombia appellation d’origine status.

**Item 15.1: Sustainability**

42. The Council noted that a report of the meeting of the Sustainable Coffee Partnership (SCP) on 26 September 2007 would be circulated to Members<sup>3</sup>.

**Item 15.2: Retirement of Mr. Pablo Dubois, Mr. Richard Marks,  
Ms Lucía Pérez-Valdés and Mr. George Valls-Jové**

43. The Council noted that the Head of Operations, Mr. Pablo Dubois, would retire on 31 October 2007 after over 37 years at the Organization, and gave him a standing ovation in tribute to his outstanding dedication and contribution to the world coffee sector.

44. The Council further noted that Mr. George Valls-Jové, Registry and Supplies, had retired on 1 September 2007 after 37 years service, and the Head of Information Services, Mr. Richard Marks and Ms Lucia Perez Valdes, Administrative Assistant, would retire on 1 April 2008 after over 36 and 25 years service, respectively. It expressed its appreciation to these members of staff for their long-standing service and dedication to the Organization.

45. Finally the Council welcomed Mr. José Dauster Sette of Brazil as the new ICO Head of Operations as from 1 November 2007.

**Item 16: Future meetings**

46. The Council noted that in view of the need to designate the Depositary of the International Coffee Agreement 2007 under the provisions of paragraph (10) of Article 2 of the 2007 Agreement, an extraordinary Session of the Council would take place at the headquarters of the Organization in London on 25 January. This would be preceded by a meeting of the Executive Board on 23 January, and, subject to consultations with the Chairman of the PSCB, a meeting of the PSCB would be held on 24 January 2008.

---

<sup>3</sup> The report of the SCP was subsequently circulated as document ICC-98-4.



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

## ICC Resolution 431

28 September 2007  
Original: English

E

**International Coffee Council**  
98<sup>th</sup> Session  
28 September 2007  
London, England

### **Resolution number 431**

APPROVED AT THE FIRST PLENARY MEETING,  
28 SEPTEMBER 2007

### **International Coffee Agreement 2007**

#### **WHEREAS:**

The International Coffee Agreement 2001 is due to remain in force until 30 September 2007 unless extended under the provisions of Article 52 of the Agreement; and

The Council has negotiated a new Agreement and agreed a text,

#### **THE INTERNATIONAL COFFEE COUNCIL**

#### **RESOLVES:**

1. To approve the text of the International Coffee Agreement 2007, contained in document WP-WGFA 3/07 Rev. 8 which includes texts agreed by the Council on 28 September 2007.
2. To request the Executive Director to prepare the definitive text of the International Coffee Agreement 2007 in the four official languages of the Organization, and to authenticate each text for transmission to the Depositary.
3. To request the Executive Director to convey this Resolution to the Depositary in order that the Agreement be opened for signature, in accordance with the provisions of Article 40 thereof.



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

## ICC Resolution 432

28 September 2007  
Original: English

E

**International Coffee Council**  
98<sup>th</sup> Session  
28 September 2007  
London, England

### **Resolution number 432**

APPROVED AT THE FIRST PLENARY MEETING,  
28 SEPTEMBER 2007

### **Extension of the International Coffee Agreement 2001**

#### **WHEREAS:**

The International Coffee Agreement 2001 is due to expire on 30 September 2007;

Sufficient time is needed for countries to complete the procedures for the entry into force of a new Agreement; and

Under the provisions of paragraph (2) of Article 52, the Council may, by a vote of a majority of the Members having not less than a distributed two-thirds majority of the total votes, decide to extend this Agreement beyond 30 September 2007 for one or more successive periods not to exceed six years in total,

#### **THE INTERNATIONAL COFFEE COUNCIL**

#### **RESOLVES:**

1. To extend the International Coffee Agreement 2001 for a period of one year from 1 October 2007, in accordance with the provisions of paragraph (2) of Article 52. However, as soon as the conditions for its definitive or provisional entry into force are met, the new International Coffee Agreement 2007 shall enter into force, thus terminating the period of extension of the International Coffee Agreement 2001.
2. To request the Executive Director to convey this Resolution to the Secretary-General of the United Nations.



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

ICC Resolution 433

28 September 2007  
Original: English

E

**International Coffee Council**  
98<sup>th</sup> Session  
28 September 2007  
London, England

**Resolution number 433**

APPROVED AT THE FIRST PLENARY MEETING,  
28 SEPTEMBER 2007

### **International Coffee Agreement 2001**

**Extension of the time limit within which countries, which are provisionally applying the International Coffee Agreement 2001, may deposit an instrument of ratification, acceptance or approval**

WHEREAS:

Paragraph (2) of Article 45 of the Agreement provides that:

- (a) a Government which undertakes to apply this Agreement provisionally, in accordance with its laws and regulations, pending the deposit of an instrument of ratification, acceptance or approval shall be regarded as a provisional Party thereto until it deposits its instrument of ratification, acceptance or approval, or until and including 30 June 2002 whichever is the earlier; and
- (b) the Council may grant an extension of the time within which any Government which is applying the Agreement provisionally may deposit its instrument of ratification, acceptance or approval;

Under the terms of paragraph 1 of Resolution 427 the period for the deposit of instruments of ratification, acceptance or approval by Governments which are provisionally applying the International Coffee Agreement 2001 was extended to 25 September 2007; and

Some Contracting Parties which are provisionally applying the Agreement, have indicated that they may have insufficient time to deposit their instrument of ratification, acceptance or approval,

THE INTERNATIONAL COFFEE COUNCIL

RESOLVES:

1. To extend to 30 September 2008 the time limit within which countries which are provisionally applying the International Coffee Agreement 2001 may deposit an instrument of ratification, acceptance or approval.
2. To request the Executive Director to convey this Resolution to the Secretary-General of the United Nations.





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

## ICC Resolution 434

28 September 2007  
Original: English

E

**International Coffee Council**  
98<sup>th</sup> Session  
28 September 2007  
London, England

### **Resolution number 434**

APPROVED AT THE FIRST PLENARY MEETING,  
28 SEPTEMBER 2007

### **International Coffee Agreement 2001**

#### **Extension of the time limit for the deposit of instruments of ratification, acceptance, approval or accession**

WHEREAS:

Article 44 of the Agreement provides that the Council may decide to grant extensions of time to signatory Governments for the deposit of instruments of ratification, acceptance or approval of the 2001 Agreement;

Under the terms of paragraph 1 of Resolution 426 the period for the deposit of instruments of ratification, acceptance or approval was further extended to 25 September 2007;

Under the terms of paragraph 1 of Resolution 404 any country eligible to sign the International Coffee Agreement 2001 may accede to the Agreement up to and including 31 May 2002 or such later time as the Council may decide on the same conditions under which it could have ratified, accepted or approved the Agreement, or undertaken to apply it provisionally, in accordance with its laws and regulations;

Under the terms of paragraph 2 of Resolution 426, the period for the deposit of instruments of accession on the conditions established by Resolution 404 was further extended to 25 September 2007; and

A number of Governments have indicated that they require additional time to complete the necessary internal procedures required by their constitutions to allow them to deposit the required instruments,

THE INTERNATIONAL COFFEE COUNCIL

RESOLVES:

1. To extend the period for the deposit of instruments of ratification, acceptance or approval of the International Coffee Agreement 2001 with the Secretary-General of the United Nations under the provisions of Article 44 of the Agreement and paragraph 1 of Resolutions 410, 412, 414, 418, 421, 423 and 426 from 25 September 2007 to 30 September 2008.
2. To extend the period for the deposit of instruments of accession to the Agreement under the provisions of Article 46 of the Agreement, paragraph 1 of Resolution 404, and paragraph 2 of Resolutions 410, 412, 414, 418, 421, 423 and 426 from 25 September 2007 to 30 September 2008.
3. To request the Executive Director to convey this Resolution to the Secretary-General of the United Nations.



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

## ICC Resolution 435

28 September 2007  
Original: English

E

**International Coffee Council**  
98<sup>th</sup> Session  
28 September 2007  
London, England

### **Resolution number 435**

APPROVED AT THE FIRST PLENARY MEETING,  
28 SEPTEMBER 2007

### **International Coffee Agreement 2001**

#### **Extension of the time limit for the deposit of an instrument of accession by Timor-Leste**

#### **WHEREAS:**

Article 46 of the Agreement provides that the Government of any State member of the United Nations or of any of its specialized agencies may accede to the International Coffee Agreement 2001 upon conditions which shall be established by the Council;

Resolution 425 establishes conditions for the accession of Timor-Leste;

Under the terms of paragraph 1 of Resolution 428, the period for the deposit of an instrument of accession on the conditions established by Resolution 425 was further extended to 25 September 2007; and

The Government of Timor-Leste has indicated that it requires additional time to deposit its instrument of accession,

#### **THE INTERNATIONAL COFFEE COUNCIL**

#### **RESOLVES:**

1. To extend to 30 September 2008 the time limit for the deposit of an instrument of accession by Timor-Leste under the provisions established in Resolution 425 and 428.
2. To request the Executive Director to convey this Resolution to the Secretary-General of the United Nations.