



DECISIONS TAKEN BY THE EXECUTIVE COUNCIL
AT ITS TENTH SESSION
(Madrid, 23-26 April 1979)

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1. Agenda

1. Adoption of the agenda
2. Progress report of the Secretary-General
3. Membership of the Organization: accessions, applications and withdrawals
4. Recommendation to the General Assembly of a nominee for the post of Secretary-General of the Organization for the period 1980-1983
5. Draft programme budget of the Organization for the financial period 1980-1981, prepared by the Secretary-General
6. Audited accounts for the two years of the Organization's first financial period (1976-1977)
7. Administrative accounts for the financial year 1978
8. Report of the Auditors on the accounts for the financial year 1978
9. Request by Lebanon for exemption from its contributions for the financial years 1978 and 1979
10. Report of the Committee on Budget and Finance
11. Vocational training activities
12. Transfer of the functions of depositary of the Organization's Statutes from the Swiss Government to the Spanish Government
13. Regional Secretariat agreements and supplemental agreements
14. Agreements and working arrangements with other international organizations

15. Third General Assembly:
 - (a) Organization of work
 - (b) International organizations to be invited in virtue of agreements with WTO or on decision of the Executive Council
16. Report of the Chairman of the Committee of Affiliate Members
17. Report on the establishment of the Facilitation Committee and the Environment Committee
18. Report of the Working Party on the Tourism Bill of Rights and the Tourist Code
19. Report on the activities of the WTO-IATA Working Party
20. Report on the preparatory work for the World Tourism Conference
21. Report of the Legal Working Party on the Draft Convention on the Privileges and Immunities of the Organization in the territories of its member States
22. Any other business
23. Place and date of the eleventh session
24. Review of decisions taken by the Executive Council at its tenth session

2. List of decisions

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3. Decisions taken by the Council

CE/DEC/1(X)

Progress report of the Secretary-General

Agenda item 2 (document CE/10/2)

The Executive Council,

Takes note of the progress report of the Secretary-General, for which it thanks him.

.....

CE/DEC/2(X)

Status of the WTO Regional Commissions within the Organization

Agenda item 2 (document CE/10/2)

The Executive Council,

Having taken note of the circulation to Full Members, at the request of the WTO Commission for the Americas, of a draft amendment concerning the status of the WTO Regional Commissions within the Organization,

Requests the Secretary-General (1) to transmit to Full Members the complete text of resolution CAM/5/RES/4 of the WTO Commission for the Americas, in accordance with Article 33 of the Statutes, and (2) to draw the attention of said Members to the need for the General Assembly, on account of the statutory difficulties that implementation of said resolution would involve, to take a decision in principle at its third session on the said resolution before considering what further action should be taken on the matter; and

Draws the attention of the General Assembly to Council decision 14(VII) concerning the report of the Working Party on regionalization, in particular paragraph 2 of the annex to said decision.

.....

CE/DEC/3(X)

Membership of the Organization

Agenda item 3 (documents CE/10/3, CE/10/3 Add.1 and CE/10/3 Add.2)

The Executive Council,

Having taken note of the Secretary-General's report on the membership of the Organization, contained in documents CE/10/3, CE/10/3 Add.1 and CE/10/3 Add.2,

Expresses its satisfaction at the new candidatures for full, associate and affiliate membership announced in said report;

Entrusts the Secretary-General with continuing his action in that sense; and

Requests Members to take all possible steps to support the action of the Secretary-General.

.....

CE/DEC/4(X)

Recommendation to the General Assembly of a nominee for the post of Secretary-General of the Organization for the period 1980-1983

Agenda item 4 (document CE/10/4)

The Executive Council,

Recalling Article 12(c) of the Statutes and rule 29(1) of its Rules of Procedure,

Having held a private meeting in accordance with rule 29(2) of its Rules of Procedure and the relevant provisions of decision 6(IX) taken at its ninth session,

Having voted during that meeting by secret ballot in accordance with the Guiding Principles for the Conduct of Elections by Secret Ballot attached to the Rules of Procedure of the General Assembly,

Recommends to the General Assembly that it renew the term of office of Mr. Robert C. Lonati (France) as Secretary-General of the Organization for the period 1980-1983.

.....

CE/DEC/5(X)

Financial matters

Agenda items 5 to 10 (documents
CE/10/5, CE/10/6, CE/10/6 Add.1,
CE/10/7, CE/10/7 Add.1, CE/10/7
Add.2, CE/10/8, CE/10/9, CE/10/9
Add.1, and CE/10/10)

The Executive Council,

Having taken note of the report of the Chairman of the Committee on Budget and Finance on the proceedings of the third and fourth meetings of the Committee, and

Having taken note of the report of the Auditors on the accounts for the financial year 1978,

Decides the following:

- (a) Recalling its decision 23(IX) by which it adopted the draft general programme of work for the period 1980-1981 with certain changes,

Having examined the draft programme budget (document CE/10/5) drawn up by the Secretary-General on the basis of that decision,

Considers the increase that said draft programme budget shows over the budget for the previous period to be excessive, in view of the concerns expressed by the majority of States Members concerning their capacity to pay; and

Recommends to the General Assembly that it approve the draft programme budget as reduced on the basis of the recommendations expressed by the Committee on Budget and Finance in its report (document CE/10/9) and as reproduced in Annex 1 to said report;

- (b) Having examined the final accounts for the financial period 1976-1977 (documents CE/10/6 and CE/10/6 Add.1),

Recommends to the General Assembly (1) that it approve said accounts, and (2) that it approve, subject to the provisions of paragraphs (c) and (d) below, the apportionment of budgetary surpluses proposed in document CE/10/6 as complying with the Financial Regulations of the Organization;

- (c) Noting that application of the Financial Regulations of the Organization leads to budgetary surpluses being apportioned to States that have not paid their contributions during the financial period in question,

Recommends the General Assembly, in order to avoid a similar situation in future, to amend subsections (a) and (b) of regulation 5(2) of the Financial Regulations by substituting the word "actual" for the word "assessed" in the phrases reading "in proportion to their assessed contributions for that financial period";

- (d) Recommends to the General Assembly that miscellaneous income for the financial period 1976-1977 be apportioned among the Members of the Organization in the same way as the budgetary surpluses for the same period;

- (e) Considering that Singapore and Trinidad and Tobago fulfilled all their obligations during the financial period 1976-1977,

Recommends to the General Assembly that said States receive the portion of the budgetary surpluses to which they are entitled in respect of that period;

- (f) Having examined the administrative accounts for the financial year 1978,

Takes note of the balance-sheet as at 31 December 1978, the position of allocated appropriations, expenditure and available balances for the financial year 1978, and the transfers between headings or items of the same section authorized by the Secretary-General during that year;

- (g) Requests the Secretary-General to have a quantified inventory of publications made during the financial year 1979, as urged by the Auditors of the Organization;

(h) Decides, with regard to the use of miscellaneous income, (1) that the contributions of Associate and Affiliate Members for the financial year 1978 shall be integrated into the budgetary receipts, (2) that, notwithstanding the provisions of paragraph 5 of the Financing Rules attached to the Statutes, miscellaneous income in 1978 coming from sources other than the above-mentioned contributions shall be paid into the Working Capital Fund, and (3) that for financial years after 1978 the contributions of Associate and Affiliate Members shall no longer be entered under miscellaneous income but assigned directly to budgetary receipts and other income now included in sundry receipts shall, notwithstanding the provisions of paragraph 5 of the Financing Rules attached to the Statutes, be paid into the Working Capital Fund;

(i) Noting with concern the continuing failure of a number of States Members to observe their financial obligations to the Organization,

Recommends the General Assembly to apply to those States the provisions of paragraph 13 of the Financing Rules attached to the Statutes;

(j) Notes with satisfaction that the administrative accounts are now supplemented by a statement on the operations carried out by WTO as an executing agency of the United Nations Development Programme;

(k) Recalls the Secretariat's obligation, in accordance with regulations 10(3) (c), 13, 14 and 17 of the Financial Regulations, to submit to the statutory bodies of the Organization audited accounts concerning the management of funds made available to the Regional Secretariats and CIEST; and

Requests the Secretary-General to submit to it, insofar as possible, at its eleventh session said audited accounts as from 1 January 1978;

(l) Considering the matter of the disposition of credits in the Working Capital Fund of States which have ceased to be Members of the Organization (document CE/10/7 Add.1),

Recommends to the General Assembly that the sums due to the Government of Trinidad and Tobago be refunded without delay and that the Government of Singapore be informed that sums which it has paid into the Working Capital Fund are held by the Organization at its disposal;

- (m) Considering that ordinary expenditure arising each year from the payment of terminal grants to staff of the Organization can be covered by the appropriations in the relevant heading of the budget and that in the event of expenditure for the payment of such grants exceeding those appropriations the Executive Council may as and where necessary authorize the Secretary-General to make transfers of credits,

Considers that it is not appropriate to set up a special fund for terminal grants payable to staff on separation from service;

- (n) Stressing again the importance of a study on the needs of the Affiliate Members,

Authorizes the Secretary-General to finance that study from the available balance for the financial year 1978;

- (o) Having noted the view of the CBF on the Secretary-General's question whether CIEST activities could be included in the general programme of work of the Organization,

Accepts the conclusions of the Committee on Budget and Finance that the question appears to call for an affirmative reply but that, in the absence of any budget estimate or any accounting information about the operation of the Centre, it is difficult for the Council to reach a decision on the nature of any budgetary assistance for CIEST until quantified data are available; and

Requests the Secretary-General to provide such data at its next session, in order to enable it to determine said assistance;

- (p) Having examined the request by Lebanon for exemption from its contributions for the financial years 1978 and 1979,

Having noted that this member State has paid its contribution for 1978,

Considering the situation prevailing in that country,

Recommends to the General Assembly that Lebanon be exempted from its contribution for the financial year 1979.

.....
CE/DEC/6 (X)

Vocational training activities

Agenda item 11 (document CE/10/11)

The Executive Council,

Having taken note of the Secretary-General's report on vocational training activities and on contacts in this connection with the Mexican Government, the United Nations Development Programme and the Venezuelan Tourism Corporation,

Having noted the assurances of the delegation of Mexico that the necessary measures have been taken for courses of the International Centre for Advanced Tourism Studies (CIEST) to be resumed from August 1979,

Having been informed by the delegation of Venezuela that its Government is withdrawing its offer to establish a World Hotel Training Centre at Caracas,

Entrusts the Secretary-General (1) with continuing his approaches to UNDP or other possible sources of financing, in order to supplement Mexico's contribution to the operation of CIEST, and (2) with taking appropriate measures following the withdrawal of the offer by Venezuela.

.....

CE/DEC/7(X)

Transfer of the functions of depositary
of the Organization's Statutes from the
Swiss Government to the Spanish Government

Agenda item 12 (documents CE/10/16 and CE/10/16 Add.1)

The Executive Council,

Having noted the measures taken by the Secretary-General pursuant to its decision 2(IX) and the proposals made by the Swiss Government and the Spanish Government concerning the transfer of the functions of depositary of the Organization's Statutes,

Recalling General Assembly resolution 28(II) and its own decisions 15(VII) and 2(IX),

Takes note that the functions of depositary of the Statutes will be transferred from the Swiss Government to the Spanish Government on 1 May 1979 and that the Secretary-General, in accordance with the provisions of Article 33 of the Statutes, will communicate to the Members of the Organization a draft amendment to Article 37 of the Statutes to the effect that said Article shall read:

"Article 37

"1. These Statutes and any declarations accepting the obligations of membership shall be deposited with the Government of Spain.

"2. The Government of Spain shall inform all States so entitled of the notifications and declarations received by it, in accordance with the provisions of Articles 33 and 35."

.....

CE/DEC/8 (X)

Regional Secretariat agreements
and supplemental agreements

Agenda item 13 (document CE/10/18)

The Executive Council,

Takes note of the Secretary-General's report on the Regional Secretariat agreements and supplemental agreements concluded or under negotiation with the States hosting the Regional Secretariats of the Organization;

Entrusts the Secretary-General with continuing the negotiations under way and with reporting back to it on the subject.

.....

CE/DEC/9 (X)

Agreements and working arrangements
with other international organizations

Agenda item 14 (document CE/10/19)

The Executive Council,

Takes note of the Secretary-General's report on the agreements and working arrangements concluded or under negotiation with other international organizations;

Entrusts the Secretary-General with continuing the negotiations under way and reporting back to it on the subject.

.....

CE/DEC/10 (X)

Third General Assembly

Agenda item 15 (documents
CE/10/21(a) and CE/10/21(b))

The Executive Council,

Endorses the proposals made by the Secretary-General in document CE/10/21(a) concerning the organization of the work of the Third General Assembly at the Convention Centre of Torremolinos (Spain);

Approves the list of international organizations which the Secretary-General proposes should be invited to the Third General Assembly as contained in document CE/10/21(b), with the addition of the Arab League.

.....
CE/DEC/11(X)

Report of the Chairman of the Committee of Affiliate Members
Agenda item 16 (document CE/10/20)

The Executive Council,

Having heard the report presented by the Chairman of the Committee of Affiliate Members in accordance with Council decision 19(IX),

Congratulates the Chairman of the Committee on said report;

Notes with satisfaction the progress made in implementing the decisions and recommendations of the Committee's second meeting;

Invites the Committee to continue its efforts in that sense; and

Entrusts the Chairman of the Committee with reporting to the General Assembly on the activities of the Committee and its working parties following the Committee's third meeting.

.....
CE/DEC/12(X)

Report on the establishment of the Facilitation Committee and the Environment Committee

Agenda item 17 (document CE/10/12)

The Executive Council,

Having examined the Secretary-General's report on the establishment of a Facilitation Committee and an Environment Committee,

Decides to modify its decision 24(IX) so that each Regional Commission shall be entitled to designate to each of the two Committees as many Members as it has representatives to the Executive Council, it being understood that this shall not constitute a precedent for any other subsidiary bodies of the Organization;

Entrusts the Secretary-General with submitting to its eleventh session draft terms of reference for each of the two Committees.

.....

CE/DEC/13(X)

Study on guidelines for investment in tourism

Agenda item 17 (document CE/10/12)

The Executive Council,

Convinced that active and direct member participation in WTO's work is desirable,

Noting the Secretary-General's observation (document CE/10/2, paragraph 16) that member participation is lacking in the preparation of the working hypotheses for, and in the verification of, research,

Believing that WTO's aims would be facilitated by an examination of existing investment disincentives and of official measures and guarantees which, if instituted, could facilitate investment in tourism facilities in developing countries,

Recognizing that investment is essential to tourism development,

Believing also that guidelines, or standards of conduct, may be useful to prospective investors and could assist them to develop corporate policies and practices which would make them more welcome as investors,

Entrusts the Technical Committee for Programme and Coordination with examining these questions at its next meeting in the light of the observations expressed during the Council's discussion of this item, and submitting its conclusions to the subsequent session of the Council; and

CE/10/DEC

- 16 -

.....

Notes with satisfaction that the Committee of Affiliate Members is prepared to examine at its next meeting ways and means of drafting a set of recommended practices or guidelines for the encouragement of tourism enterprises which would be useful for States Members of WTO interested in attracting and retaining tourism investment.

.....

CE/DEC/14 (X)

Report of the Working Party on the Tourism
Bill of Rights and the Tourist Code

Agenda item 18 (document CE/10/13)

The Executive Council,

Having examined the report of the Working Party on the Tourism Bill of Rights and the Tourist Code,

Notes with satisfaction the work accomplished by the Working Party at its first meeting;

Invites the Secretary-General to report on the matter to the General Assembly at its third session;

Entrusts the Secretary-General with (1) preparing and sending to the Members of the Working Party a working document based on its recommendations and any further observations submitted by other States Members and (2) calling a second meeting of the Working Party in November 1979.

CE/DEC/15 (X)

Report on the activities of the WTO-IATA Working Party

Agenda item 19 (documents CE/10/14 and CE/10/14 Add.1)

The Executive Council,

Having examined the report on the first meeting of the WTO-IATA Working Party and its recommendations to the Council,

Congratulates the Working Party on its work;

Entrusts the Secretary-General with distributing the text of said recommendations to all Members of the Organization for their comments and submitting recommendation 7 of the Working Party to the Technical Committee for Programme and Coordination and the Committee on Budget and Finance for action;

Invites the Working Party to continue its work, confining itself initially, in accordance with recommendation 9 of the Conference on Tourism and Air Transport (Mexico City, April 1978), to the question of air fares.

.....

CE/DEC/16 (X)

Report on the preparatory work for
the World Tourism Conference

Agenda item 20 (document CE/10/15)

The Executive Council,

Having taken note of the Secretary-General's report on the preparatory work for the World Tourism Conference,

Having noted resolution 33/122 which the United Nations General Assembly adopted on 19 December 1978, drawing the attention of all States to the importance of the Conference,

Thanks the Government of the Philippines for the generosity shown by it during the apportionment of the expenses involved in preparing for and holding the Conference;

Congratulates the Secretary-General on the work accomplished for the preparation and promotion of the Conference;

Observes with satisfaction the growing interest aroused by the convocation of the Conference and by the aims assigned to it; and

Invites States Members to continue to contribute actively to the preparatory work for the Conference and more particularly to the work for its promotion.

.....

CE/DEC/17(X)

Draft Convention on the Privileges and Immunities of the Organization in the territories of its member States

Agenda item 21 (document CE/10/17)

The Executive Council,

Having taken note of the report of the Legal Working Party on the draft Convention on the Privileges and Immunities of the Organization in the territories of its member States, as prepared at its fourth meeting and contained in document CE/10/17,

Recognizing the need for the Legal Working Party to complete the wording of the draft Convention in sufficient time for its submission to the Third General Assembly,

Entrusts the Secretary-General with calling another meeting of the Working Party at Headquarters from 25 to 29 June 1979;

Authorizes the Secretary-General to make the necessary budgetary transfers for this purpose, and requests him to report back to it on the matter.

.....

CE/DEC/18(X)

Place and date of the eleventh session

Agenda item 23

The Executive Council,

Decides to hold its eleventh session at the Convention Centre of Torremolinos on 17 September 1979, the opening day of the third session of the General Assembly.

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4. Participants in the tenth session

1. Delegates of the following Members of the Council attended the session: Bangladesh, Ecuador, Egypt, Indonesia, Iraq, Kenya, Mali, Morocco, Netherlands, Nigeria, Panama, Peru, Poland, Spain, Thailand, Union of Soviet Socialist Republics, United Republic of Cameroon, United States of America, Venezuela and Zambia.
2. The Chairman of the Technical Committee for Programme and Coordination (Mexico) was represented.
3. The Chairman of the Committee on Budget and Finance (France) was present.
4. The Committee of Affiliate Members was represented by one of its Vice-Chairmen.
5. The Auditors of the Organization (Egypt and the Netherlands) were present.
6. Representatives of Argentina, Bolivia, Colombia, Lebanon, Pakistan, Philippines and the United Nations attended the session as observers.



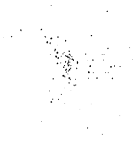
DECISIONS TAKEN BY THE EXECUTIVE COUNCIL
AT ITS TENTH SESSION

(Madrid, 23-26 April 1979)

Corrigendum 1

On page 17 of document CE/10/DEC, the second operative paragraph of decision 15(X) should be amended to read:

"Entrusts the Secretary-General with distributing the text of said recommendations to all Members of the Organization for their comments and submitting recommendation VI of the Working Party to the Technical Committee for Programme and Coordination and the Committee on Budget and Finance for action;"



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