

No. 5792

**AUSTRALIA, BELGIUM, BOLIVIA,
CANADA, DENMARK, etc.**

**Second International Tin Agreement (with annexes). Done
at London, on 1 September 1960**

Official texts: English, French and Spanish.

*Registered by the United Kingdom of Great Britain and Northern Ireland on
16 August 1961.*

**AUSTRALIE, BELGIQUE, BOLIVIE,
CANADA, DANEMARK, etc.**

**Deuxième Accord international sur l'étain (avec annexes).
Fait à Londres, le 1^{er} septembre 1960**

Textes officiels anglais, français et espagnol.

*Enregistré par le Royaume-Uni de Grande-Bretagne et d'Irlande du Nord le
16 août 1961.*

(e) recognizing the need to prevent the occurrence of shortages of tin and to take steps to ensure an equitable distribution of supplies if a shortage should occur at any time during the period of this Agreement ;

(f) and desiring to continue the work commenced under the International Tin Agreement which was opened for signature on 1 March 1954¹ and which entered into force on 1 July 1956, hereinafter referred to as the First Agreement ;

Have agreed as follows :

Article I

OBJECTIVES

The objectives of this Agreement are :

- (a) to prevent or alleviate wide-spread unemployment or under-employment and other serious difficulties which are likely to result from maladjustments between the supply of and the demand for tin ;
- (b) to prevent excessive fluctuations in the price of tin and to achieve a reasonable degree of stability of price on a basis which will secure long-term equilibrium between supply and demand ;
- (c) to ensure adequate supplies of tin at prices which are fair to consumers and provide a reasonable return to producers ;
- (d) to provide a framework for the consideration of measures to promote the progressively more economic production of tin, while protecting deposits of tin from unnecessary waste or premature abandonment, thus facilitating expansion in world consumption of tin, and to keep under review the long-term need for the development of new deposits of tin ;
- (e) to continue the work commenced under the First Agreement.

Article II

DEFINITIONS

For the purposes of this Agreement :

"Tin" means tin metal, other refined tin or the tin content of concentrates or of ore which has been extracted from its original position. For the purposes of this definition, "ore" shall be deemed to exclude (a) material which has been extracted from the ore body but for a purpose other than that of being dressed and (b) material which is discarded in the process of dressing.

¹ United Nations, *Treaty Series*, Vol. 256, p. 31, and Vol. 326, p. 312.

"Tin metal" means refined tin of good merchantable quality assaying not less than 99.75 per cent.

"Tin metal held", when used in relation to the buffer stock holding, includes metal which has been bought for the buffer stock but has not yet been received by the Manager of the buffer stock and excludes metal which has been sold from the buffer stock but which has not yet been delivered by him.

"Ton" means a long ton of 2,240 pounds avoirdupois.

"Net exports" means the amount exported in the circumstances set out in Part One of Annex C¹ to this Agreement less the amount imported as determined in accordance with Part Two of the same Annex.

"Participating country" means, as the context may require, the Government of a country which has ratified or accepted this Agreement or given notification of intention to ratify or accept it or acceded to it on its own behalf for all or part of its territories or on behalf of a country or territory or countries or territories which it is empowered so to engage or the Government of a country or territory or countries or territories on whose behalf separate participation has been declared in accordance with Article III or Article XXII hereof, or the country or territory or countries or territories themselves.

"Consuming country" means a participating country which, in its instrument of ratification, acceptance, notification or accession, has declared itself to be, or in the instrument relating to it has been declared to be, a consuming country.

"Contributing country" means a participating country that has contributed in cash or in tin metal to the buffer stock.

"Producing country" means a participating country which, in its instrument of ratification, acceptance, notification or accession, has declared itself to be, or in the instrument relating to it has been declared to be, a producing country.

"Simple majority" means a majority of the votes cast by participating countries, counted together.

"Simple distributed majority" means a majority of the votes cast by producing countries and a majority of the votes cast by consuming countries, counted separately.

"Two-thirds distributed majority" means a two-thirds majority of the votes cast by producing countries and a two-thirds majority of the votes cast by consuming countries, counted separately.

"Entry into force" means, except when qualified, the initial entry into force of this Agreement on 1 July 1961, whether such entry into force is provisional in accordance with paragraph 4 of Article XXI or definitive in accordance with paragraph 4 of Article XXI or definitive in accordance with paragraph 3 of the same Article.

¹ See. p. 122 of this volume.

"Control period" means a period which has been so declared and for which a total permissible export amount has been fixed.

"Quarter" means a calendar quarter beginning on 1 January, 1 April, 1 July or 1 October, as the case may be.

Article III

PARTICIPATION

Each Contracting Government shall, in its instrument of ratification or acceptance or notification of intention to ratify or accept, deposited under Article XXI, or its instrument of accession deposited under Article XXII, declare that it desires to participate in this Agreement either as a producing country or as a consuming country. Where a Contracting Government has ratified, accepted, given notification of intention to ratify or accept, or acceded to this Agreement, it may in its instrument of ratification, acceptance, notification or accession, or at any time thereafter in accordance with and subject to the provisions of paragraph 2 of Article XXII, declare the separate participation as a producing or as a consuming country, as may be appropriate, of a country or territory or countries or territories interested in the production or consumption of tin, which it is empowered so to engage.

Article IV

INTERNATIONAL TIN COUNCIL

A.—CONSTITUTION

1. (a) On the entry into force of this Agreement, an International Tin Council (hereinafter called the Council) shall be established to administer the provisions and to supervise the operation of this Agreement.

(b) The seat of the Council shall be in London.

2. The Council shall be composed of the Chairman and the delegates of the participating countries.

3. Each participating country shall be represented upon the Council by one delegate. Each delegate may be accompanied at meetings of the Council by alternates empowered to act and vote on behalf of the delegate during his absence or in other special circumstances and by advisers.

4. (a) The Council shall by a two-thirds distributed majority appoint an independent Chairman who may be a national of one of the participating countries. The appointment of the Chairman shall be considered at the first meeting of the Council after the entry into force of this Agreement.