

No. 6367

**ARGENTINA, AUSTRALIA, AUSTRIA,
BELGIUM, BRAZIL, etc.**

International Wheat Agreement, 1962. Opened for signature at Washington from 19 April 1962 until and including 15 May 1962

Official texts: English, French, Spanish and Russian.

Registered by the United States of America on 16 November 1962.

**ARGENTINE, AUSTRALIE, AUTRICHE,
BELGIQUE, BRÉSIL, etc.**

Accord international sur le blé de 1962. Ouvert à la signature à Washington du 19 avril 1962 jusqu'au 15 mai 1962 inclusivement

Textes officiels anglais, français, espagnol et russe.

Enregistré par les États-Unis d'Amérique le 16 novembre 1962.

No. 6367. INTERNATIONAL WHEAT AGREEMENT, 1962.¹
 OPENED FOR SIGNATURE AT WASHINGTON FROM
 19 APRIL 1962 UNTIL AND INCLUDING 15 MAY 1962

The Governments signatory to this Agreement,

Considering that the International Wheat Agreement, 1949² was revised and renewed in 1953,³ 1956⁴ and 1959,⁵ and

Considering that the International Wheat Agreement, 1959 expires on 31 July 1962 and that it is desirable to conclude a new Agreement for a further period,

Have agreed as follows :

¹ In accordance with article 35 (5), Part I and Parts III to VII of the Agreement came into force on 16 July 1962, and Part II on 1 August 1962, the following Governments holding not less than two-thirds of the votes of exporting countries and not less than two-thirds of the votes of importing countries, in accordance with the distribution established in Annexes B and C, having deposited by 16 July 1962 with the Government of the United States of America their instruments of acceptance or accession (a) or notifications under paragraph (6) of article 35(*) :

State	Date of deposit	State	Date of deposit
Argentina	11 July 1962*	Netherlands	10 July 1962*
Australia	6 July 1962	Nigeria	16 July 1962
Austria	12 July 1962	Norway	10 July 1962
Belgium	27 June 1962*	Philippines	10 July 1962*
Brazil	16 July 1962*	Republic of Korea	12 July 1962*
Canada	16 May 1962	Saudi Arabia	10 July 1962(a)
Cuba	12 July 1962*	South Africa	10 July 1962
Federal Republic of Germany	13 July 1962*	Spain	16 July 1962*
Federation of Rhodesia and Nyasaland	16 July 1962*	Sweden	6 June 1962*
India	29 June 1962	Switzerland	16 July 1962*
Ireland	16 July 1962	United Arab Republic	16 July 1962*
Israel	16 July 1962*	United Kingdom of Great Britain and Northern Ireland	13 July 1962
Italy	16 July 1962*	United States of America	13 July 1962
Japan	16 May 1962*	Vatican City State	10 July 1962
Luxembourg	27 June 1962*		

The instruments of acceptance were subsequently deposited with the Government of the United States of America by the following signatory Governments, an extension of time for depositing their instruments having been granted to them by the International Wheat Council under paragraph (8) of article 35, and the Agreement entered into force for those Governments on the respective dates of deposit as indicated below :

Cuba	31 October 1962	Union of Soviet Socialist Republics (maintaining the reservations made upon signature)	19 July 1962
Federation of Rhodesia and Nyasaland	18 July 1962	United Arab Republic	30 October 1962
Indonesia	29 August 1962		
New Zealand	18 July 1962		
Republic of Korea	30 July 1962		

² United Nations, *Treaty Series*, Vol. 203, p. 179.

³ United Nations, *Treaty Series*, Vol. 203, p. 179, and Vol. 256, p. 364.

⁴ United Nations, *Treaty Series*, Vol. 270, p. 103, and Vol. 320, p. 348.

⁵ United Nations, *Treaty Series*, Vol. 349, p. 167 ; Vol. 383, p. 332 ; Vol. 407, p. 282, and Vol. 425, p. 364.

PART I

GENERAL

Article 1

OBJECTIVES

The objectives of this Agreement are :

(a) To assure supplies of wheat and wheat-flour to importing countries and markets for wheat and wheat-flour to exporting countries at equitable and stable prices ;

(b) To promote the expansion of the international trade in wheat and wheat-flour and to secure the freest possible flow of this trade in the interests of both exporting and importing countries, and thus contribute to the development of countries, the economies of which depend on commercial sales of wheat ;

(c) To overcome the serious hardship caused to producers and consumers by burdensome surpluses and critical shortages of wheat ;

(d) To encourage the use and consumption of wheat and wheat-flour generally, and in particular in developing countries, so as to improve health and nutrition in those countries and thus to assist in their development ; and

(e) In general to further international co-operation in connexion with world wheat problems, recognizing the relationship of the trade in wheat to the economic stability of markets for other agricultural products.

Article 2

DEFINITIONS

(1) For the purposes of this Agreement :

(a) "Advisory Committee on Price Equivalents" means the Committee established under Article 31 ;

(b) "Balance of Commitment" means the amount of wheat which an exporting country is obliged to make available at not greater than the maximum price under Article 5, that is, the amount by which its datum quantity with respect to importing countries exceeds the actual commercial purchases from it by those countries in the crop year at the relevant time ;

(c) "Balance of Entitlement" means the amount of wheat which an importing country is entitled to purchase at not greater than the maximum price under Article 5 ; that is, the amount by which its datum quantity with respect to the exporting country or countries concerned, as the context requires, exceeds its actual commercial purchases from those countries in the crop year at the relevant time ;

- (d) "Bushel" means sixty pounds avoirdupois or 27.2155 kilogrammes ;
- (e) "Carrying charges" means the costs incurred for storage, interest and insurance in holding wheat ;
- (f) "Certified seed wheat" means wheat which has been officially certified according to the custom of the country of origin and which conforms to recognized specification standards for seed wheat in that country ;
- (g) "C. & f." means cost and freight ;
- (h) "Council" means the International Wheat Council established by the International Wheat Agreement, 1949 and continued in being by Article 25 ;
- (i) "Crop year" means the period from 1 August to 31 July ;
- (j) "Datum quantity" means :
- (i) In the case of an exporting country the average annual commercial purchases from that country by importing countries during the years determined under Article 15 ;
- (ii) In the case of an importing country the average annual commercial purchases from exporting countries or from a particular exporting country, as the context requires, during the years determined under Article 15 ;
- (k) "Executive Committee" means the Committee established under Article 30 ;
- (l) "Exporting country" means, as the context requires, either :
- (i) the Government of a country listed in Annex B¹ which has accepted or acceded to this Agreement and has not withdrawn therefrom ; or
- (ii) that country itself and the territories in respect of which the rights and obligations of its Government under this Agreement apply.
- (m) "F.a.q." means fair average quality ;
- (n) "F.o.b." means free on board ocean vessel or sea-going vessel, as the case may be, and in the case of French wheat delivered at a Rhine port, free on board river craft ;
- (o) "Importing country" means, as the context requires, either :
- (i) the Government of a country listed in Annex C¹ which has accepted or acceded to this Agreement and has not withdrawn therefrom ; or
- (ii) that country itself and the territories in respect of which the rights and obligations of its Government under this Agreement apply ;
- (p) "Marketing costs" means all usual charges incurred in marketing, chartering, and forwarding ;
- (q) "Maximum price" means the maximum prices specified in or determined under Articles 6 or 7 or one of those prices, as the context requires ;

¹ See p. 76 of this volume.

(r) "Maximum price declaration" means a declaration made in accordance with Article 13 ;

(s) "Metric ton" or 1,000 kilogrammes, means 36.74371 bushels ;

(t) "Minimum price" means the minimum prices specified in or determined under Articles 6 or 7 or one of those prices, as the context requires ;

(u) "Price range" means prices between the minimum and maximum prices specified in or determined under Articles 6 or 7, including the minimum prices but excluding the maximum prices ;

(v) "Purchase" means a purchase for import of wheat exported or to be exported from an exporting country or from other than an exporting country, as the case may be, or the quantity of such wheat so purchased, as the context requires. Where reference is made in this Agreement to a purchase, it shall be understood to refer not only to purchases concluded between the Governments concerned but also to purchases concluded between private traders and to purchases concluded between a private trader and the Government concerned. In this definition "Government" shall be deemed to include the Government of any territory in respect of which the rights and obligations of any Government accepting or acceding to this Agreement apply under Article 37 ;

(w) "Territory" in relation to an exporting or importing country includes any territory in respect of which the rights and obligations under this Agreement of the Government of that country apply under Article 37 ;

(x) "Wheat" includes wheat grain of any description, class, type, grade or quality and, except in Article 6, wheat-flour.

(2) All calculations of the wheat equivalent of purchases of wheat-flour shall be made on the basis of the rate of extraction indicated by the contract between the buyer and the seller. If no such rate is indicated, seventy-two units by weight of wheat-flour shall, for the purpose of such calculations, be deemed to be equivalent to one hundred units by weight of wheat grain unless the Council decides otherwise.

Article 3

COMMERCIAL PURCHASES AND SPECIAL TRANSACTIONS

(1) A commercial purchase for the purposes of this Agreement is a purchase as defined in Article 2 which conforms to the usual commercial practices in international trade and which does not include those transactions referred to in paragraph (2) of this Article.