No. 8573

INDIA, MEXICO, SPAIN, SUDAN, UGANDA, etc.

Articles of Agreement of the International Cotton Institute. Opened for signature at Washington, on 17 January 1966

Amendment to the Articles of Agreement of the International Cotton Institute. Adopted on 7 September 1966 by the General Assembly of the International Cotton Institute

Official text : English.

Registered by the United States of America on 16 March 1967.

INDE, MEXIQUE, ESPAGNE, SOUDAN, OUGANDA, etc.

Statuts de l'Institut international du coton. Ouverts à la signature à Washington, le 17 janvier 1966

Amendement aux Statuts de l'Institut international du coton. Adopté le 7 septembre 1966 par l'Assemblée générale de l'Institut international du coton

Texte officiel anglais.

Enregistrés par les États-Unis d'Amérique le 16 mars 1967.

No. 8573. ARTICLES OF AGREEMENT[1] OF THE INTERNATIONAL COTTON INSTITUTE. OPENED FOR SIGNATURE AT WASHINGTON, ON 17 JANUARY 1966

The Governments parties to this Agreement hereby establish the International Cotton Institute, hereinafter called the Institute, as an association of Governments, which shall operate in accordance with the following provisions :

[1] In accordance with article IX, section 6, the Articles of Agreement came into force on 23 February 1966 among the signatory Governments, all of which had, on the respective dates indicated below, deposited with the Government of the United States of America an instrument of acceptance, in accordance with article IX, section 2, or declarations of intent to seek ratification or approval, in accordance with article IX, section 4,* and whose combined exports of spinnable cotton to Western Europe and Japan from 1 August 1964 to 31 July 1965 totalled not less than 3 8 million bales (500 pounds gross)

Signatory State	*Date of deposit of declaration of intent*	*Date of deposit of instrument of ratification or acceptance* (a)
India	28 January 1966	3 February 1967
Mexico **	4 February 1966	30 December 1966
Spain	10 February 1966	
United Arab Republic	18 February 1966	
Sudan	23 February 1966	
United States of America		23 February 1966 (*a*)

Subsequently, the Articles of Agreement came into force for Uganda and the United Republic of Tanzania on 24 June 1966 and 8 August 1966, the respective dates of deposit of their instruments of accession.

* Pursuant to article IX, section 4, of the Articles of Agreement, a signatory Government which is unable, because of its constitutional requirements, to deposit an instrument of ratification, acceptance or approval by 14 February 1966, may deposit with the Government of the United States of America a declaration of intent to seek ratification, acceptance or approval in accordance with its constitutional requirements and to deposit such an instrument as soon as possible and not later than 1 January 1967 Governments having deposited such declarations shall have, before the expiration of the time period specified in the declaration or such later time as may be decided by the General Assembly of the International Cotton Institute and as long as the declaration has not been withdrawn, all the rights and obligations of a Member of the Institute.

** The instrument of ratification of the Government of Mexico was accompanied by a note dated December 30, 1966, containing the following interpretation regarding Article VI, Section 2, paragraph (ii) of the said Articles :

[SPANISH TEXT — TEXTE ESPAGNOL]

« Con este motivo deseo notificar a Vuestra Excelencia que mi Gobierno interpreta la personalidad jurídica del Instituto para adquirir y vender bienes inmuebles, a que se refiere el Artículo VI, Sección 2, Inciso (ii), del Convenio, en el sentido de que quedará sujeta a la legislación nacional que sobre este punto tenga cada país miembro. »

[TRANSLATION — TRADUCTION]

Consequently, I wish to notify Your Excellency that my Government interprets the juridical personality of the Institute to acquire and dispose of real property, which is referred to in Article VI, Section 2, paragraph (ii) of the Articles of Agreement, to mean that that personality will be subject to the national legislation of each member country on this matter

Article I

PURPOSES

The purposes for which the Institute is organized are :

(*a*) To increase throughout the world the consumption of raw cotton, including extra long staple types, and the products manufactured therefrom.

(*b*) To investigate the problems and possibilities of cotton market development and disseminate information on such problems and possibilities.

(*c*) To develop and carry out cotton market development programs through utilization research, market research, sales promotion, education, and public relations in light of the requirements of the market and the existing facilities for these types of work.

(*d*) To do all acts and things either alone or in conjunction with others as the Institute may consider necessary, incidental, or conducive to the attainment of the above purposes.

The Institute shall carry out its purposes and exercise its powers only in furtherance of the common interests of its members in promoting the general welfare of the cotton and cotton textile industries of the world It shall take no steps that will serve to facilitate the transaction of specific business of its members or promote the private interests of any member, or engage in any activity that would constitute a regular business of a kind ordinarily carried on for profit.

Article II

LIABILITIES

No member shall be liable, by reason of its membership, for obligations of the Institute.

Article III

ORGANIZATION AND MANAGEMENT

Section 1. OFFICE

The principal office of the Institute shall be in Washington, unless a determination is made by the General Assembly of the Institute, hereinafter referred to as the General Assembly, for a permanent site at a different location. The Institute may also establish offices at such other places as the General Assembly may from time to time determine.

Section 2. FISCAL YEAR

The fiscal year of the Institute shall end on the 31st day of December of each year.

Section 3. GENERAL ASSEMBLY

(*a*) The affairs and business of the Institute shall be conducted, managed, and controlled by a General Assembly. Each member of the Institute shall designate one person as its delegate to the General Assembly. In addition, each member may designate one or more alternates and one or more advisors to its delegate. Delegates, alternates, and advisors shall be considered representatives of the member that designates them. The representatives of any member may be government officials or other persons as such member decides. An alternate may vote only in the absence of the delegate for whom he is an alternate.

(*b*) There shall be a total of 1,000 votes in the General Assembly, of which 300 or the next smaller number evenly divisible by the number of members shall be divided equally among the members thereof. In addition, each member shall be entitled to that proportion of the remaining votes which the financial contribution to the Institute made by that member bears to the total of such contributions made by all member countries, with any fractional votes rounded off in such manner as determined by the General Assembly. The voting strength of the members shall be reviewed and reapportioned by the General Assembly at each annual meeting thereof, by applying this formula to the most recent export period. The voting strength of the members shall also be reapportioned following any change in the membership.

(*c*) The Executive Secretary of the International Cotton Advisory Committee shall be an ex officio member of the General Assembly with a voice but no vote.

(*d*) Representatives from cotton exporting countries that are not members of the Institute, and representatives of cotton consuming countries and of appropriate cotton organizations, may be invited by the General Assembly to attend its plenary meetings in the capacity of observers.

(*e*) The General Assembly shall meet at least once a year at the principal office of the Institute or at such other location as may be designated by the General Assembly.

(*f*) Special meetings of the General Assembly may, and on written application of a majority of the delegates or of delegates holding a majority of votes in the General Assembly shall be called by the President.

(*g*) Written or printed notice stating the place, day, hour, and in the case of special meetings, the purpose of the meeting, shall be given to each member not less than twenty nor more than fifty days before the date of the meeting.

The non-receipt of notice by any representative or other person to whom it should be given shall not invalidate the proceedings at the meeting.

(*h*) Representatives entitled to cast an aggregate of two-thirds of the total number of votes in the General Assembly shall constitute a quorum at a meeting. Except as otherwise specifically provided in these articles, the affirmative vote of two-thirds of the votes entitled to be cast by the representatives present at a meeting at which a quorum is present shall be necessary for the adoption of any matter voted upon in the General Assembly.

(*i*) The General Assembly shall adopt such rules and regulations, including rules of procedure, as are necessary to carry out the provisions of the Agreement and are consistent therewith.

(*j*) The General Assembly may decide specific questions without holding a meeting, under conditions to be specified in the rules of procedure.

Section 4 OFFICERS

(*a*) The General Assembly shall elect from the delegates a President, a First Vice-President, a Second Vice-President, and a Third Vice-President. The President shall be elected for a term of two years and may, if re-elected by the General Assembly, succeed himself for two additional terms of two years each. Each of the Vice-Presidents shall be elected for a term of two years and may, if re-elected by the General Assembly, succeed himself for one additional term of two years. All of the officers so elected shall remain in office until their successors have been elected

(*b*) The President shall preside at all meetings of the General Assembly and of the Executive Committee. He shall perform all acts and duties required of him by this Agreement, imposed upon him by resolution of the General Assembly, and as requested by the Executive Committee. In the absence of the President, his duties shall be performed by the First Vice-President.

Section 5. EXECUTIVE COMMITTEE

(*a*) The Institute shall have an Executive Committee composed of the President and the three Vice-Presidents. In the absence of an officer in a meeting of the Executive Committee, an alternate appointed by the country which such officer represents shall serve as a member of the Executive Committee. Except as otherwise specifically prohibited by a decision approved by members holding a majority of the votes in the General Assembly, the Executive Committee shall at all times, when the General Assembly is not in session, exercise the powers conferred upon the General Assembly by Article