No. 31364

MULTILATERAL


Authentic texts: Arabic, Chinese, English, French, Russian and Spanish.
Registered ex officio on 16 November 1994.

MULTILATÉRAL


Textes authentiques : arabe, chinois, anglais, français, russe et espagnol.
AGREEMENT\(^1\) RELATING TO THE IMPLEMENTATION OF PART XI OF THE UNITED NATIONS CONVENTION ON THE LAW OF THE SEA OF 10 DECEMBER 1982\(^2\)

The States Parties to this Agreement,

Recognizing the important contribution of the United Nations Convention on the Law of the Sea of 10 December 1982 (hereinafter referred to as "the Convention") to the maintenance of peace, justice and progress for all peoples of the world,

Reaffirming that the seabed and ocean floor and subsoil thereof, beyond the limits of national jurisdiction (hereinafter referred to as "the Area"), as well as the resources of the Area, are the common heritage of mankind,

\(^{1}\) Came into force provisionally on 16 November 1994 for the following States and regional economic integration organization which had by that date consented to its adoption in the General Assembly of the United Nations (*), signed, notified the Secretary-General of its provisional application or had acceded to it, in accordance with article 7 (1):

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<th>Participant</th>
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(Continued on page 43)
Mindful of the importance of the Convention for the protection and preservation of the marine environment and of the growing concern for the global environment,

Having considered the report of the Secretary-General of the United Nations on the results of the informal consultations among States held from 1990 to 1994 on outstanding issues relating to Part XI and related provisions of the Convention (hereinafter referred to as "Part XI"),

Noting the political and economic changes, including market-oriented approaches, affecting the implementation of Part XI,

Wishing to facilitate universal participation in the Convention,

Considering that an agreement relating to the implementation of Part XI would best meet that objective,

Have agreed as follows:

Article 1

Implementation of Part XI

1. The States Parties to this Agreement undertake to implement Part XI in accordance with this Agreement.

2. The Annex forms an integral part of this Agreement.

(Footnote 1 continued from page 42)

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Article 2

Relationship between this Agreement and Part XI

1. The provisions of this Agreement and Part XI shall be interpreted and applied together as a single instrument. In the event of any inconsistency between this Agreement and Part XI, the provisions of this Agreement shall prevail.

2. Articles 309 to 319 of the Convention shall apply to this Agreement as they apply to the Convention.

Article 3

Signature

This Agreement shall remain open for signature at United Nations Headquarters by the States and entities referred to in article 305, paragraph 1 (a), (c), (d), (e) and (f), of the Convention for 12 months from the date of its adoption.

Article 4

Consent to be bound

1. After the adoption of this Agreement, any instrument of ratification or formal confirmation of or accession to the Convention shall also represent consent to be bound by this Agreement.

2. No State or entity may establish its consent to be bound by this Agreement unless it has previously established or establishes at the same time its consent to be bound by the Convention.

3. A State or entity referred to in article 3 may express its consent to be bound by this Agreement by:

   (a) Signature not subject to ratification, formal confirmation or the procedure set out in article 5;

   (b) Signature subject to ratification or formal confirmation, followed by ratification or formal confirmation;
(c) Signature subject to the procedure set out in article 5; or
(d) Accession.

4. Formal confirmation by the entities referred to in article 305, paragraph 1 (f), of the Convention shall be in accordance with Annex IX of the Convention.

5. The instruments of ratification, formal confirmation or accession shall be deposited with the Secretary-General of the United Nations.

Article 5

Simplified procedure

1. A State or entity which has deposited before the date of the adoption of this Agreement an instrument of ratification or formal confirmation of or accession to the Convention and which has signed this Agreement in accordance with article 4, paragraph 3 (c), shall be considered to have established its consent to be bound by this Agreement 12 months after the date of its adoption, unless that State or entity notifies the depositary in writing before that date that it is not availing itself of the simplified procedure set out in this article.

2. In the event of such notification, consent to be bound by this Agreement shall be established in accordance with article 4, paragraph 3 (b).

Article 6

Entry into force

1. This Agreement shall enter into force 30 days after the date on which 40 States have established their consent to be bound in accordance with articles 4 and 5, provided that such States include at least seven of the States referred to in paragraph 1 (a) of resolution II of the Third United Nations Conference on the Law of the Sea (hereinafter referred to as "resolution II") and that at least five of those States are developed States. If these conditions for entry into force are fulfilled before 16 November 1994, this Agreement shall enter into force on 16 November 1994.
2. For each State or entity establishing its consent to be bound by this Agreement after the requirements set out in paragraph 1 have been fulfilled, this Agreement shall enter into force on the thirtieth day following the date of establishment of its consent to be bound.

**Article 7**

**Provisional application**

1. If on 16 November 1994 this Agreement has not entered into force, it shall be applied provisionally pending its entry into force by:

   (a) States which have consented to its adoption in the General Assembly of the United Nations, except any such State which before 16 November 1994 notifies the depositary in writing either that it will not so apply this Agreement or that it will consent to such application only upon subsequent signature or notification in writing;

   (b) States and entities which sign this Agreement, except any such State or entity which notifies the depositary in writing at the time of signature that it will not so apply this Agreement;

   (c) States and entities which consent to its provisional application by so notifying the depositary in writing;

   (d) States which accede to this Agreement.

2. All such States and entities shall apply this Agreement provisionally in accordance with their national or internal laws and regulations, with effect from 16 November 1994 or the date of signature, notification of consent or accession, if later.

3. Provisional application shall terminate upon the date of entry into force of this Agreement. In any event, provisional application shall terminate on 16 November 1998 if at that date the requirement in article 6, paragraph 1, of consent to be bound by this Agreement by at least seven of the States (of which at least five must be developed States) referred to in paragraph 1 (a) of resolution II has not been fulfilled.
**Article 8**

**States Parties**

1. For the purposes of this Agreement, "States Parties" means States which have consented to be bound by this Agreement and for which this Agreement is in force.

2. This Agreement applies *mutatis mutandis* to the entities referred to in article 305, paragraph 1 (c), (d), (e) and (f), of the Convention which become Parties to this Agreement in accordance with the conditions relevant to each, and to that extent "States Parties" refers to those entities.

**Article 9**

**Depositary**

The Secretary-General of the United Nations shall be the depositary of this Agreement.

**Article 10**

**Authentic texts**

The original of this Agreement, of which the Arabic, Chinese, English, French, Russian and Spanish texts are equally authentic, shall be deposited with the Secretary-General of the United Nations.

IN WITNESS WHEREOF, the undersigned Plenipotentiaries, being duly authorized thereto, have signed this Agreement.

DONE AT NEW YORK, this 13th day of July, one thousand nine hundred and ninety-four.

[For the signatures, see p. 132 of this volume.]
ANNEX

SECTION 1. COSTS TO STATES PARTIES AND INSTITUTIONAL ARRANGEMENTS

1. The International Seabed Authority (hereinafter referred to as "the Authority") is the organization through which States Parties to the Convention shall, in accordance with the regime for the Area established in Part XI and this Agreement, organize and control activities in the Area, particularly with a view to administering the resources of the Area. The powers and functions of the Authority shall be those expressly conferred upon it by the Convention. The Authority shall have such incidental powers, consistent with the Convention, as are implicit in, and necessary for, the exercise of those powers and functions with respect to activities in the Area.

2. In order to minimize costs to States Parties, all organs and subsidiary bodies to be established under the Convention and this Agreement shall be cost-effective. This principle shall also apply to the frequency, duration and scheduling of meetings.

3. The setting up and the functioning of the organs and subsidiary bodies of the Authority shall be based on an evolutionary approach, taking into account the functional needs of the organs and subsidiary bodies concerned in order that they may discharge effectively their respective responsibilities at various stages of the development of activities in the Area.

4. The early functions of the Authority upon entry into force of the Convention shall be carried out by the Assembly, the Council, the Secretariat, the Legal and Technical Commission and the Finance Committee. The functions of the Economic Planning Commission shall be performed by the Legal and Technical Commission until such time as the Council decides otherwise or until the approval of the first plan of work for exploitation.

5. Between the entry into force of the Convention and the approval of the first plan of work for exploitation, the Authority shall concentrate on:

   (a) Processing of applications for approval of plans of work for exploration in accordance with Part XI and this Agreement:
(b) Implementation of decisions of the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea (hereinafter referred to as "the Preparatory Commission") relating to the registered pioneer investors and their certifying States, including their rights and obligations, in accordance with article 308, paragraph 5, of the Convention and resolution II, paragraph 13;

(c) Monitoring of compliance with plans of work for exploration approved in the form of contracts;

(d) Monitoring and review of trends and developments relating to deep seabed mining activities, including regular analysis of world metal market conditions and metal prices, trends and prospects;

(e) Study of the potential impact of mineral production from the Area on the economies of developing land-based producers of those minerals which are likely to be most seriously affected, with a view to minimizing their difficulties and assisting them in their economic adjustment, taking into account the work done in this regard by the Preparatory Commission;

(f) Adoption of rules, regulations and procedures necessary for the conduct of activities in the Area as they progress. Notwithstanding the provisions of Annex III, article 17, paragraph 2 (b) and (c), of the Convention, such rules, regulations and procedures shall take into account the terms of this Agreement, the prolonged delay in commercial deep seabed mining and the likely pace of activities in the Area;

(g) Adoption of rules, regulations and procedures incorporating applicable standards for the protection and preservation of the marine environment;

(h) Promotion and encouragement of the conduct of marine scientific research with respect to activities in the Area and the collection and dissemination of the results of such research and analysis, when available, with particular emphasis on research related to the environmental impact of activities in the Area;

(i) Acquisition of scientific knowledge and monitoring of the development of marine technology relevant to activities in the Area, in particular technology relating to the protection and preservation of the marine environment;
(j) Assessment of available data relating to prospecting and exploration;

(k) Timely elaboration of rules, regulations and procedures for exploitation, including those relating to the protection and preservation of the marine environment.

6. (a) An application for approval of a plan of work for exploration shall be considered by the Council following the receipt of a recommendation on the application from the Legal and Technical Commission. The processing of an application for approval of a plan of work for exploration shall be in accordance with the provisions of the Convention, including Annex III thereof, and this Agreement, and subject to the following:

(i) A plan of work for exploration submitted on behalf of a State or entity, or any component of such entity, referred to in resolution II, paragraph 1 (a) (ii) or (iii), other than a registered pioneer investor, which had already undertaken substantial activities in the Area prior to the entry into force of the Convention, or its successor in interest, shall be considered to have met the financial and technical qualifications necessary for approval of a plan of work if the sponsoring State or States certify that the applicant has expended an amount equivalent to at least US$ 30 million in research and exploration activities and has expended no less than 10 per cent of that amount in the location, survey and evaluation of the area referred to in the plan of work. If the plan of work otherwise satisfies the requirements of the Convention and any rules, regulations and procedures adopted pursuant thereto, it shall be approved by the Council in the form of a contract. The provisions of section 3, paragraph 11, of this Annex shall be interpreted and applied accordingly;

(ii) Notwithstanding the provisions of resolution II, paragraph 8 (a), a registered pioneer investor may request approval of a plan of work for exploration within 36 months of the entry into force of the Convention. The plan of work for exploration shall consist of documents, reports and other data submitted to the Preparatory Commission both before and after registration and shall be accompanied by a certificate of compliance, consisting of a factual report describing the status of fulfilment of obligations under the pioneer investor regime, issued by the Preparatory Commission in accordance
with resolution II, paragraph 11 (a). Such a plan of work shall be considered to be approved. Such an approved plan of work shall be in the form of a contract concluded between the Authority and the registered pioneer investor in accordance with Part XI and this Agreement. The fee of US$ 250,000 paid pursuant to resolution II, paragraph 7 (a), shall be deemed to be the fee relating to the exploration phase pursuant to section 8, paragraph 3, of this Annex. Section 3, paragraph 11, of this Annex shall be interpreted and applied accordingly;

(iii) In accordance with the principle of non-discrimination, a contract with a State or entity or any component of such entity referred to in subparagraph (a) (i) shall include arrangements which shall be similar to and no less favourable than those agreed with any registered pioneer investor referred to in subparagraph (a) (ii). If any of the States or entities or any components of such entities referred to in subparagraph (a) (i) are granted more favourable arrangements, the Council shall make similar and no less favourable arrangements with regard to the rights and obligations assumed by the registered pioneer investors referred to in subparagraph (a) (ii), provided that such arrangements do not affect or prejudice the interests of the Authority;

(iv) A State sponsoring an application for a plan of work pursuant to the provisions of subparagraph (a) (i) or (ii) may be a State Party or a State which is applying this Agreement provisionally in accordance with article 7, or a State which is a member of the Authority on a provisional basis in accordance with paragraph 12;

(v) Resolution II, paragraph 8 (c), shall be interpreted and applied in accordance with subparagraph (a) (iv).

(b) The approval of a plan of work for exploration shall be in accordance with article 153, paragraph 3, of the Convention.

7. An application for approval of a plan of work shall be accompanied by an assessment of the potential environmental impacts of the proposed activities and by a description of a programme for oceanographic and baseline environmental studies in accordance with the rules, regulations and procedures adopted by the Authority.
8. An application for approval of a plan of work for exploration, subject to paragraph 6 (a) (i) or (ii), shall be processed in accordance with the procedures set out in section 3, paragraph 11, of this Annex.

9. A plan of work for exploration shall be approved for a period of 15 years. Upon the expiration of a plan of work for exploration, the contractor shall apply for a plan of work for exploitation unless the contractor has already done so or has obtained an extension for the plan of work for exploration. Contractors may apply for such extensions for periods of not more than five years each. Such extensions shall be approved if the contractor has made efforts in good faith to comply with the requirements of the plan of work but for reasons beyond the contractor's control has been unable to complete the necessary preparatory work for proceeding to the exploitation stage or if the prevailing economic circumstances do not justify proceeding to the exploitation stage.

10. Designation of a reserved area for the Authority in accordance with Annex III, article 8, of the Convention shall take place in connection with approval of an application for a plan of work for exploration or approval of an application for a plan of work for exploration and exploitation.

11. Notwithstanding the provisions of paragraph 9, an approved plan of work for exploration which is sponsored by at least one State provisionally applying this Agreement shall terminate if such a State ceases to apply this Agreement provisionally and has not become a member on a provisional basis in accordance with paragraph 12 or has not become a State Party.

12. Upon the entry into force of this Agreement, States and entities referred to in article 3 of this Agreement which have been applying it provisionally in accordance with article 7 and for which it is not in force may continue to be members of the Authority on a provisional basis pending its entry into force for such States and entities, in accordance with the following subparagraphs:

   (a) If this Agreement enters into force before 16 November 1996, such States and entities shall be entitled to continue to participate as members of the Authority on a provisional basis upon notification to the depositary of the Agreement by such a State or entity of its intention to participate as a member on a provisional basis. Such membership shall terminate either on 16 November 1996 or upon the entry into force of this Agreement and the Convention for such member, whichever is
earlier. The Council may, upon the request of the State or entity concerned, extend such membership beyond 16 November 1996 for a further period or periods not exceeding a total of two years provided that the Council is satisfied that the State or entity concerned has been making efforts in good faith to become a party to the Agreement and the Convention;

(b) If this Agreement enters into force after 15 November 1996, such States and entities may request the Council to grant continued membership in the Authority on a provisional basis for a period or periods not extending beyond 16 November 1998. The Council shall grant such membership with effect from the date of the request if it is satisfied that the State or entity has been making efforts in good faith to become a party to the Agreement and the Convention;

(c) States and entities which are members of the Authority on a provisional basis in accordance with subparagraph (a) or (b) shall apply the terms of Part XI and this Agreement in accordance with their national or internal laws, regulations and annual budgetary appropriations and shall have the same rights and obligations as other members, including:

(i) The obligation to contribute to the administrative budget of the Authority in accordance with the scale of assessed contributions;

(ii) The right to sponsor an application for approval of a plan of work for exploration. In the case of entities whose components are natural or juridical persons possessing the nationality of more than one State, a plan of work for exploration shall not be approved unless all the States whose natural or juridical persons comprise those entities are States Parties or members on a provisional basis;

(d) Notwithstanding the provisions of paragraph 9, an approved plan of work in the form of a contract for exploration which was sponsored pursuant to subparagraph (c) (ii) by a State which was a member on a provisional basis shall terminate if such membership ceases and the State or entity has not become a State Party;

(e) If such a member has failed to make its assessed contributions or otherwise failed to comply with its obligations in accordance with this paragraph, its membership on a provisional basis shall be terminated.
13. The reference in Annex III, article 10, of the Convention to performance which has not been satisfactory shall be interpreted to mean that the contractor has failed to comply with the requirements of an approved plan of work in spite of a written warning or warnings from the Authority to the contractor to comply therewith.

14. The Authority shall have its own budget. Until the end of the year following the year during which this Agreement enters into force, the administrative expenses of the Authority shall be met through the budget of the United Nations. Thereafter, the administrative expenses of the Authority shall be met by assessed contributions of its members, including any members on a provisional basis, in accordance with articles 171, subparagraph (a), and 173 of the Convention and this Agreement, until the Authority has sufficient funds from other sources to meet those expenses. The Authority shall not exercise the power referred to in article 174, paragraph 1, of the Convention to borrow funds to finance its administrative budget.

15. The Authority shall elaborate and adopt, in accordance with article 162, paragraph 2 (o) (ii), of the Convention, rules, regulations and procedures based on the principles contained in sections 2, 5, 6, 7 and 8 of this Annex, as well as any additional rules, regulations and procedures necessary to facilitate the approval of plans of work for exploration or exploitation, in accordance with the following subparagraphs:

(a) The Council may undertake such elaboration any time it deems that all or any of such rules, regulations or procedures are required for the conduct of activities in the Area, or when it determines that commercial exploitation is imminent, or at the request of a State whose national intends to apply for approval of a plan of work for exploitation;

(b) If a request is made by a State referred to in subparagraph (a) the Council shall, in accordance with article 162, paragraph 2 (o), of the Convention, complete the adoption of such rules, regulations and procedures within two years of the request;

(c) If the Council has not completed the elaboration of the rules, regulations and procedures relating to exploitation within the prescribed time and an application for approval of a plan of work for exploitation is pending, it shall none the less consider and provisionally approve such plan of work based on the provisions of the Convention and any rules, regulations and procedures that the Council may have adopted provisionally, or on the basis of the norms contained
in the Convention and the terms and principles contained in this Annex as well as the principle of non-discrimination among contractors.

16. The draft rules, regulations and procedures and any recommendations relating to the provisions of Part XI, as contained in the reports and recommendations of the Preparatory Commission, shall be taken into account by the Authority in the adoption of rules, regulations and procedures in accordance with Part XI and this Agreement.

17. The relevant provisions of Part XI, section 4, of the Convention shall be interpreted and applied in accordance with this Agreement.

SECTION 2. THE ENTERPRISE

1. The Secretariat of the Authority shall perform the functions of the Enterprise until it begins to operate independently of the Secretariat. The Secretary-General of the Authority shall appoint from within the staff of the Authority an interim Director-General to oversee the performance of these functions by the Secretariat.

These functions shall be:

(a) Monitoring and review of trends and developments relating to deep seabed mining activities, including regular analysis of world metal market conditions and metal prices, trends and prospects;

(b) Assessment of the results of the conduct of marine scientific research with respect to activities in the Area, with particular emphasis on research related to the environmental impact of activities in the Area;

(c) Assessment of available data relating to prospecting and exploration, including the criteria for such activities;

(d) Assessment of technological developments relevant to activities in the Area, in particular technology relating to the protection and preservation of the marine environment;

(e) Evaluation of information and data relating to areas reserved for the Authority;

(f) Assessment of approaches to joint-venture operations;

(g) Collection of information on the availability of trained manpower;
(h) Study of managerial policy options for the administration of the Enterprise at different stages of its operations.

2. The Enterprise shall conduct its initial deep seabed mining operations through joint ventures. Upon the approval of a plan of work for exploitation for an entity other than the Enterprise, or upon receipt by the Council of an application for a joint-venture operation with the Enterprise, the Council shall take up the issue of the functioning of the Enterprise independently of the Secretariat of the Authority. If joint-venture operations with the Enterprise accord with sound commercial principles, the Council shall issue a directive pursuant to article 170, paragraph 2, of the Convention providing for such independent functioning.

3. The obligation of States Parties to fund one mine site of the Enterprise as provided for in Annex IV, article 11, paragraph 3, of the Convention shall not apply and States Parties shall be under no obligation to finance any of the operations in any mine site of the Enterprise or under its joint-venture arrangements.

4. The obligations applicable to contractors shall apply to the Enterprise. Notwithstanding the provisions of article 153, paragraph 3, and Annex III, article 3, paragraph 5, of the Convention, a plan of work for the Enterprise upon its approval shall be in the form of a contract concluded between the Authority and the Enterprise.

5. A contractor which has contributed a particular area to the Authority as a reserved area has the right of first refusal to enter into a joint-venture arrangement with the Enterprise for exploration and exploitation of that area. If the Enterprise does not submit an application for a plan of work for activities in respect of such a reserved area within 15 years of the commencement of its functions independent of the Secretariat of the Authority or within 15 years of the date on which that area is reserved for the Authority, whichever is the later, the contractor which contributed the area shall be entitled to apply for a plan of work for that area provided it offers in good faith to include the Enterprise as a joint-venture partner.

6. Article 170, paragraph 4, Annex IV and other provisions of the Convention relating to the Enterprise shall be interpreted and applied in accordance with this section.
SECTION 3. DECISION-MAKING

1. The general policies of the Authority shall be established by the Assembly in collaboration with the Council.

2. As a general rule, decision-making in the organs of the Authority should be by consensus.

3. If all efforts to reach a decision by consensus have been exhausted, decisions by voting in the Assembly on questions of procedure shall be taken by a majority of members present and voting, and decisions on questions of substance shall be taken by a two-thirds majority of members present and voting, as provided for in article 159, paragraph 8, of the Convention.

4. Decisions of the Assembly on any matter for which the Council also has competence or on any administrative, budgetary or financial matter shall be based on the recommendations of the Council. If the Assembly does not accept the recommendation of the Council on any matter, it shall return the matter to the Council for further consideration. The Council shall reconsider the matter in the light of the views expressed by the Assembly.

5. If all efforts to reach a decision by consensus have been exhausted, decisions by voting in the Council on questions of procedure shall be taken by a majority of members present and voting, and decisions on questions of substance, except where the Convention provides for decisions by consensus in the Council, shall be taken by a two-thirds majority of members present and voting, provided that such decisions are not opposed by a majority in any one of the chambers referred to in paragraph 9. In taking decisions the Council shall seek to promote the interests of all the members of the Authority.

6. The Council may defer the taking of a decision in order to facilitate further negotiation whenever it appears that all efforts at achieving consensus on a question have not been exhausted.

7. Decisions by the Assembly or the Council having financial or budgetary implications shall be based on the recommendations of the Finance Committee.

8. The provisions of article 161, paragraph 8 (b) and (c), of the Convention shall not apply.
9. (a) Each group of States elected under paragraph 15 (a) to (c) shall be treated as a chamber for the purposes of voting in the Council. The developing States elected under paragraph 15 (d) and (e) shall be treated as a single chamber for the purposes of voting in the Council.

(b) Before electing the members of the Council, the Assembly shall establish lists of countries fulfilling the criteria for membership in the groups of States in paragraph 15 (a) to (d). If a State fulfils the criteria for membership in more than one group, it may only be proposed by one group for election to the Council and it shall represent only that group in voting in the Council.

10. Each group of States in paragraph 15 (a) to (d) shall be represented in the Council by those members nominated by that group. Each group shall nominate only as many candidates as the number of seats required to be filled by that group. When the number of potential candidates in each of the groups referred to in paragraph 15 (a) to (e) exceeds the number of seats available in each of those respective groups, as a general rule, the principle of rotation shall apply. States members of each of those groups shall determine how this principle shall apply in those groups.

11. (a) The Council shall approve a recommendation by the Legal and Technical Commission for approval of a plan of work unless by a two-thirds majority of its members present and voting, including a majority of members present and voting in each of the chambers of the Council, the Council decides to disapprove a plan of work. If the Council does not take a decision on a recommendation for approval of a plan of work within a prescribed period, the recommendation shall be deemed to have been approved by the Council at the end of that period. The prescribed period shall normally be 60 days unless the Council decides to provide for a longer period. If the Commission recommends the disapproval of a plan of work or does not make a recommendation, the Council may nevertheless approve the plan of work in accordance with its rules of procedure for decision-making on questions of substance.

(b) The provisions of article 162, paragraph 2 (j), of the Convention shall not apply.

12. Where a dispute arises relating to the disapproval of a plan of work, such dispute shall be submitted to the dispute settlement procedures set out in the Convention.

13. Decisions by voting in the Legal and Technical Commission shall be by a majority of members present and voting.
14. Part XI, section 4, subsections B and C, of the Convention shall be interpreted and applied in accordance with this section.

15. The Council shall consist of 36 members of the Authority elected by the Assembly in the following order:

(a) Four members from among those States Parties which, during the last five years for which statistics are available, have either consumed more than 2 per cent in value terms of total world consumption or have had net imports of more than 2 per cent in value terms of total world imports of the commodities produced from the categories of minerals to be derived from the Area, provided that the four members shall include one State from the Eastern European region having the largest economy in that region in terms of gross domestic product and the State, on the date of entry into force of the Convention, having the largest economy in terms of gross domestic product, if such States wish to be represented in this group;

(b) Four members from among the eight States Parties which have made the largest investments in preparation for and in the conduct of activities in the Area, either directly or through their nationals;

(c) Four members from among States Parties which, on the basis of production in areas under their jurisdiction, are major net exporters of the categories of minerals to be derived from the Area, including at least two developing States whose exports of such minerals have a substantial bearing upon their economies;

(d) Six members from among developing States Parties, representing special interests. The special interests to be represented shall include those of States with large populations, States which are land-locked or geographically disadvantaged, island States, States which are major importers of the categories of minerals to be derived from the Area, States which are potential producers of such minerals and least developed States;

(e) Eighteen members elected according to the principle of ensuring an equitable geographical distribution of seats in the Council as a whole, provided that each geographical region shall have at least one member elected under this subparagraph. For this purpose, the geographical regions shall be Africa, Asia, Eastern Europe, Latin America and the Caribbean and Western Europe and Others.

16. The provisions of article 161, paragraph 1, of the Convention shall not apply.
SECTION 4. REVIEW CONFERENCE

The provisions relating to the Review Conference in article 155, paragraphs 1, 3 and 4, of the Convention shall not apply. Notwithstanding the provisions of article 314, paragraph 2, of the Convention, the Assembly, on the recommendation of the Council, may undertake at any time a review of the matters referred to in article 155, paragraph 1, of the Convention. Amendments relating to this Agreement and Part XI shall be subject to the procedures contained in articles 314, 315 and 316 of the Convention, provided that the principles, regime and other terms referred to in article 155, paragraph 2, of the Convention shall be maintained and the rights referred to in paragraph 5 of that article shall not be affected.

SECTION 5. TRANSFER OF TECHNOLOGY

1. In addition to the provisions of article 144 of the Convention, transfer of technology for the purposes of Part XI shall be governed by the following principles:

(a) The Enterprise, and developing States wishing to obtain deep seabed mining technology, shall seek to obtain such technology on fair and reasonable commercial terms and conditions on the open market, or through joint-venture arrangements;

(b) If the Enterprise or developing States are unable to obtain deep seabed mining technology, the Authority may request all or any of the contractors and their respective sponsoring State or States to cooperate with it in facilitating the acquisition of deep seabed mining technology by the Enterprise or its joint venture, or by a developing State or States seeking to acquire such technology on fair and reasonable commercial terms and conditions, consistent with the effective protection of intellectual property rights. States Parties undertake to cooperate fully and effectively with the Authority for this purpose and to ensure that contractors sponsored by them also cooperate fully with the Authority;

(c) As a general rule, States Parties shall promote international technical and scientific cooperation with regard to activities in the Area either between the parties concerned or by developing training, technical assistance and scientific cooperation programmes in marine science and technology and the protection and preservation of the marine environment.
2. The provisions of Annex III, article 5, of the Convention shall not apply.

SECTION 6. PRODUCTION POLICY

1. The production policy of the Authority shall be based on the following principles.

   (a) Development of the resources of the Area shall take place in accordance with sound commercial principles;

   (b) The provisions of the General Agreement on Tariffs and Trade, its relevant codes and successor or superseding agreements shall apply with respect to activities in the Area;

   (c) In particular, there shall be no subsidization of activities in the Area except as may be permitted under the agreements referred to in subparagraph (b). Subsidization for the purpose of these principles shall be defined in terms of the agreements referred to in subparagraph (b);

   (d) There shall be no discrimination between minerals derived from the Area and from other sources. There shall be no preferential access to markets for such minerals or for imports of commodities produced from such minerals, in particular:

      (i) By the use of tariff or non-tariff barriers; and

      (ii) Given by States Parties to such minerals or commodities produced by their state enterprises or by natural or juridical persons which possess their nationality or are controlled by them or their nationals;

   (e) The plan of work for exploitation approved by the Authority in respect of each mining area shall indicate an anticipated production schedule which shall include the estimated maximum amounts of minerals that would be produced per year under the plan of work;

   (f) The following shall apply to the settlement of disputes concerning the provisions of the agreements referred to in subparagraph (b):

      (i) Where the States Parties concerned are parties to such agreements, they shall have recourse to the dispute settlement procedures of those agreements;
(ii) Where one or more of the States Parties concerned are not parties to such agreements, they shall have recourse to the dispute settlement procedures set out in the Convention;

(g) In circumstances where a determination is made under the agreements referred to in subparagraph (b) that a State Party has engaged in subsidization which is prohibited or has resulted in adverse effects on the interests of another State Party and appropriate steps have not been taken by the relevant State Party or States Parties, a State Party may request the Council to take appropriate measures.

2. The principles contained in paragraph 1 shall not affect the rights and obligations under any provision of the agreements referred to in paragraph 1 (b), as well as the relevant free trade and customs union agreements, in relations between States Parties which are parties to such agreements.

3. The acceptance by a contractor of subsidies other than those which may be permitted under the agreements referred to in paragraph 1 (b) shall constitute a violation of the fundamental terms of the contract forming a plan of work for the carrying out of activities in the Area.

4. Any State Party which has reason to believe that there has been a breach of the requirements of paragraphs 1 (b) to (d) or 3 may initiate dispute settlement procedures in conformity with paragraph 1 (f) or (g).

5. A State Party may at any time bring to the attention of the Council activities which in its view are inconsistent with the requirements of paragraph 1 (b) to (d).

6. The Authority shall develop rules, regulations and procedures which ensure the implementation of the provisions of this section, including relevant rules, regulations and procedures governing the approval of plans of work.

7. The provisions of article 151, paragraphs 1 to 7 and 9, article 162, paragraph 2 (q), article 165, paragraph 2 (n), and Annex III, article 6, paragraph 5, and article 7, of the Convention shall not apply.

SECTION 7. ECONOMIC ASSISTANCE

1. The policy of the Authority of assisting developing countries which suffer serious adverse effects on their export earnings or economies
resulting from a reduction in the price of an affected mineral or in the volume of exports of that mineral, to the extent that such reduction is caused by activities in the Area, shall be based on the following principles:

(a) The Authority shall establish an economic assistance fund from a portion of the funds of the Authority which exceeds those necessary to cover the administrative expenses of the Authority. The amount set aside for this purpose shall be determined by the Council from time to time, upon the recommendation of the Finance Committee. Only funds from payments received from contractors, including the Enterprise, and voluntary contributions shall be used for the establishment of the economic assistance fund;

(b) Developing land-based producer States whose economies have been determined to be seriously affected by the production of minerals from the deep seabed shall be assisted from the economic assistance fund of the Authority;

(c) The Authority shall provide assistance from the fund to affected developing land-based producer States, where appropriate, in cooperation with existing global or regional development institutions which have the infrastructure and expertise to carry out such assistance programmes;

(d) The extent and period of such assistance shall be determined on a case-by-case basis. In doing so, due consideration shall be given to the nature and magnitude of the problems encountered by affected developing land-based producer States.

2. Article 151, paragraph 10, of the Convention shall be implemented by means of measures of economic assistance referred to in paragraph 1. Article 160, paragraph 2 (1), article 162, paragraph 2 (n), article 164, paragraph 2 (d), article 171, subparagraph (f), and article 173, paragraph 2 (c), of the Convention shall be interpreted accordingly.

SECTION 8. FINANCIAL TERMS OF CONTRACTS

1. The following principles shall provide the basis for establishing rules, regulations and procedures for financial terms of contracts:

(a) The system of payments to the Authority shall be fair both to the contractor and to the Authority and shall provide adequate means of determining compliance by the contractor with such system;
(b) The rates of payments under the system shall be within the range of those prevailing in respect of land-based mining of the same or similar minerals in order to avoid giving deep seabed miners an artificial competitive advantage or imposing on them a competitive disadvantage;

(c) The system should not be complicated and should not impose major administrative costs on the Authority or on a contractor. Consideration should be given to the adoption of a royalty system or a combination of a royalty and profit-sharing system. If alternative systems are decided upon, the contractor has the right to choose the system applicable to its contract. Any subsequent change in choice between alternative systems, however, shall be made by agreement between the Authority and the contractor;

(d) An annual fixed fee shall be payable from the date of commencement of commercial production. This fee may be credited against other payments due under the system adopted in accordance with subparagraph (c). The amount of the fee shall be established by the Council;

(e) The system of payments may be revised periodically in the light of changing circumstances. Any changes shall be applied in a non-discriminatory manner. Such changes may apply to existing contracts only at the election of the contractor. Any subsequent change in choice between alternative systems shall be made by agreement between the Authority and the contractor;

(f) Disputes concerning the interpretation or application of the rules and regulations based on these principles shall be subject to the dispute settlement procedures set out in the Convention.

2. The provisions of Annex III, article 13, paragraphs 3 to 10, of the Convention shall not apply.

3. With regard to the implementation of Annex III, article 13, paragraph 2, of the Convention, the fee for processing applications for approval of a plan of work limited to one phase, either the exploration phase or the exploitation phase, shall be US$ 250,000.

SECTION 9. THE FINANCE COMMITTEE

1. There is hereby established a Finance Committee. The Committee shall be composed of 15 members with appropriate qualifications relevant
to financial matters. States Parties shall nominate candidates of the highest standards of competence and integrity.

2. No two members of the Finance Committee shall be nationals of the same State Party.

3. Members of the Finance Committee shall be elected by the Assembly and due account shall be taken of the need for equitable geographical distribution and the representation of special interests. Each group of States referred to in section 3, paragraph 15 (a), (b), (c) and (d), of this Annex shall be represented on the Committee by at least one member. Until the Authority has sufficient funds other than assessed contributions to meet its administrative expenses, the membership of the Committee shall include representatives of the five largest financial contributors to the administrative budget of the Authority. Thereafter, the election of one member from each group shall be on the basis of nomination by the members of the respective group, without prejudice to the possibility of further members being elected from each group.

4. Members of the Finance Committee shall hold office for a term of five years. They shall be eligible for re-election for a further term.

5. In the event of the death, incapacity or resignation of a member of the Finance Committee prior to the expiration of the term of office, the Assembly shall elect for the remainder of the term a member from the same geographical region or group of States.

6. Members of the Finance Committee shall have no financial interest in any activity relating to matters upon which the Committee has the responsibility to make recommendations. They shall not disclose, even after the termination of their functions, any confidential information coming to their knowledge by reason of their duties for the Authority.

7. Decisions by the Assembly and the Council on the following issues shall take into account recommendations of the Finance Committee:

   (a) Draft financial rules, regulations and procedures of the organs of the Authority and the financial management and internal financial administration of the Authority;

   (b) Assessment of contributions of members to the administrative budget of the Authority in accordance with article 160, paragraph 2 (e), of the Convention;
(c) All relevant financial matters, including the proposed annual budget prepared by the Secretary-General of the Authority in accordance with article 172 of the Convention and the financial aspects of the implementation of the programmes of work of the Secretariat;

(d) The administrative budget;

(e) Financial obligations of States Parties arising from the implementation of this Agreement and Part XI as well as the administrative and budgetary implications of proposals and recommendations involving expenditure from the funds of the Authority;

(f) Rules, regulations and procedures on the equitable sharing of financial and other economic benefits derived from activities in the Area and the decisions to be made thereon.

8. Decisions in the Finance Committee on questions of procedure shall be taken by a majority of members present and voting. Decisions on questions of substance shall be taken by consensus.

9. The requirement of article 162, paragraph 2 (y), of the Convention to establish a subsidiary organ to deal with financial matters shall be deemed to have been fulfilled by the establishment of the Finance Committee in accordance with this section.
In the name of Afghanistan:
Au nom de l’Afghanistan:
От имени Афганистана:
En nombre del Afganistán:

In the name of Albania:
Au nom de l’Albanie:
От имени Албании:
En nombre de Albania:

In the name of Algeria:
Au nom de l’Algérie:
От имени Алжира:
En nombre de Argelia:

Ramtane Lamamra
[29 July 1994 — 29 juillet 1994]

In the name of Andorra:
Au nom de l’Andorre:
От имени Андорры:
En nombre de Andorra:

In the name of Angola:
Au nom de l’Angola:
От имени Анголы:
En nombre de Angola:
In the name of Antigua and Barbuda:
Au nom d'Antigua-et-Barbuda :
От имени Антигуа и Барбуды:
En nombre de Antigua y Barbuda:

In the name of Argentina:
Au nom de l'Argentine :
От имени Аргентины:
En nombre de la Argentina:

D. EMILIO CARDENAS
[29 July 1994 — 29 juillet 1994]

In the name of Armenia:
Au nom de l'Arménie :
От имени Армении:
En nombre de Armenia:

In the name of Australia:
Au nom de l'Australie :
От имени Австралии:
En nombre de Australia:

RICHARD WILLIAM BUTLER
RICHARD ANTHONY ROWE
[29 July 1994 — 29 juillet 1994]
In the name of Austria:

Au nom de l'Autriche :

Оте имени Австрии:

En nombre de Austria:

HELMUT TÜR 

[29 July 1994 — 29 juillet 1994]

[Subject to ratification — Sous réserve de ratification]

In the name of Azerbaijan:

Au nom de l'Azerbaïdjan :

От имени Азербайджана:

En nombre de Azerbaycan:

HARCOURT L. TURNQUEST

[29 July 1994 — 29 juillet 1994]

In the name of the Bahamas:

Au nom des Bahamas :

От имени Багамских островов:

En nombre de las Bahamas:

For the text of the declaration made upon signature, see p. 179 of this volume — Pour le texte de la déclaration faite lors de la signature, voir p. 179 du présent volume.
In the name of Bangladesh:
Au nom du Bangladesh:
От имени Бангладеш:
En nombre de Bangladesh:

ERNEST BESLEY MAYCOCK
[15 November 1994 — 15 novembre 1994]

In the name of Belarus:
Au nom du Bélarus:
От имени Беларуси:
En nombre de Belarus:

P. NOTERDAEME
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

« Cette signature engage également la Région flamande, la Région wallonne et la Région de Bruxelles-Capitale »

1[TRANSLATION — TRADUCTION] This signature also commits the Flemish region, the Wallone region and the region of the capital Brussels.
In the name of Belize:  
Au nom du Belize :  
От имени Белиза:  
En nombre de Belice:  

Edward A. Laing  
[21 October 1994 — 21 octobre 1994]  

In the name of Benin:  
Au nom du Bénin :  
От имени Бенина:  
En nombre de Benin:  

In the name of Bhutan:  
Au nom du Bhoutan :  
От имени Бутана:  
En nombre de Bhután:  

In the name of Bolivia:  
Au nom de la Bolivie :  
От имени Боливии:  
En nombre de Bolivia:  

In the name of Bosnia and Herzegovina:  
Au nom de la Bosnie-Herzégovine :  
От имени Боснии и Герцеговины:  
En nombre de Bosnia y Herzegovina:
In the name of Botswana:  
Au nom du Botswana:  
От имени Ботсваны:  
En nombre de Botswana:  

In the name of Brazil:  
Au nom du Brésil:  
От имени Бразилии:  
En nombre del Brasil:  

RONALD MOTA SARDENBERG  
[29 July 1994 — 29 juillet 1994]  

In the name of Brunei Darussalam:  
Au nom de Brunei Darussalam :  
От имени Брунея Даруссалама:  
En nombre de Brunei Darussalam:  

In the name of Bulgaria:  
Au nom de la Bulgarie :  
От имени Болгарии:  
En nombre de Bulgaria:  

GAËTAN R. OUEDRAOGO  
In the name of Burundi:
Au nom du Burundi:
От имени Бурунди:
En nombre de Burundi:

In the name of Cambodia:
Au nom du Cambodge:
От имени Камбоджи:
En nombre de Camboya:

In the name of Cameroon:
Au nom du Cameroun:
От имени Камеруна:
En nombre del Camerún:

Biloa Tang Pascal
[Subject to approval — Sous réserve d’approbation]

In the name of Canada:
Au nom du Canada:
От имени Канады:
En nombre del Canadá:

Robert Hage
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]
In the name of Cape Verde:
Au nom du Cap-Vert :
От имени Островов Зеленого Мыса:
En nombre de Cabo Verde:

JOSÉ LUIS MONTEIRO
[29 July 1994 — 29 juillet 1994]

In the name of the Central African Republic:
Au nom de la République centrafricaine :
От имени Центральноафриканской Республики:
En nombre de la República Centroafricana:

In the name of Chad:
Au nom du Tchad :
От имени Чада:
En nombre del Chad:

In the name of Chile:
Au nom du Chili :
От имени Чили:
En nombre de Chile:

In the name of China:
Au nom de la Chine :
От имени Китая:
En nombre de China:

Li ZHAOXING
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]
In the name of Colombia:
Au nom de la Colombie :
От имени Колумбии:
En nombre de Colombie:

In the name of the Comoros:
Au nom des Comores :
От имени Коморских островов:
En nombre de las Comoras:

In the name of the Congo:
Au nom du Congo :
От имени Конго:
En nombre del Congo:

In the name of Costa Rica:
Au nom du Costa Rica :
От имени Коста-Рики:
En nombre de Costa Rica:

In the name of Côte d’Ivoire:
Au nom de la Côte d’Ivoire :
От имени Кот д’Ивуар:
En nombre de Côte d’Ivoire:

Amara Essy
In the name of Croatia:
Au nom de la Croatie:
От имени Хорватии:
En nombre de Croacia:

In the name of Cuba:
Au nom de Cuba:
От имени Кубы:
En nombre de Cuba:

In the name of Cyprus:
Au nom de Chypre:
От имени Кипра:
En nombre de Chipre:

ALEIOS SHAMBOS
[1 November 1994 — 1er novembre 1994]

In the name of the Czech Republic:
Au nom de la République tchèque:
От имени Чешской Республики:
En nombre de la República Checa:

KAREL KOVANDA
[16 November 1994 — 16 novembre 1994]
[Subject to ratification — Sous réserve de ratification]
In the name of the Democratic People’s Republic of Korea:
Au nom de la République populaire démocratique de Corée :
От имени Корейской Народно-Демократической Республики:
En nombre de la República Popular Democrática de Corea:

J. R. Lilje-Jensen
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]
In the name of Ecuador:
Au nom de l’Equateur:
От имени Эквадора:
En nombre del Ecuador:

In the name of Egypt:
Au nom de l’Egypte:
От имени Египта:
En nombre de Egipto:

In the name of El Salvador:
Au nom d’El Salvador:
От имени Сальвадора:
En nombre de El Salvador:

In the name of Equatorial Guinea:
Au nom de la Guinée équatoriale:
От имени Экваториальной Гвинеи:
En nombre de Guinea Ecuatorial:

In the name of Eritrea:
Au nom de l’Erythrée:
От имени Эритреи:
En nombre de Eritrea:
In the name of Estonia:
Au nom de l'Estonie:
От имени Эстонии:
En nombre de Estonia:

In the name of Ethiopia:
Au nom de l'Ethiopie:
От имени Эфиопии:
En nombre de Etiopía:

In the name of Fiji:
Au nom de Fidji:
От имени Фиджи:
En nombre de Fiji:

Ratu Manasa Seniloli
[29 July 1994 — 29 juillet 1994]
Satya Nand Nandan
[29 July 1994 — 29 juillet 1994]

In the name of Finland:
Au nom de la Finlande:
От имени Финляндии:
En nombre de Finlandia:

Iivo Salmi
[29 July 1994 — 29 juillet 1994]
In the name of France:
Au nom de la France:
От имени Франции:
En nombre de Francia:

JEAN-PIERRE PUISSOCHET
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of Gabon:
Au nom du Gabon:
От имени Габона:
En nombre del Gabón:

DENIS DANGUI REWAKA
[4 April 1995 — 4 avril 1995]

In the name of the Gambia:
Au nom de la Gambie:
От имени Гамбии:
En nombre de Gambia:

In the name of Georgia:
Au nom de la Géorgie:
От имени Грузии:
En nombre de Georgia:
In the name of Germany:
Au nom de l'Allemagne:
От имени Германии:
En nombre de Alemania:

GERHARD HENZE
[29 July 1994 — 29 juillet 1994]

In the name of Ghana:
Au nom du Ghana:
От имени Ганы:
En nombre de Ghana:

In the name of Greece:
Au nom de la Grèce:
От имени Греции:
En nombre de Grecia:

ADAMANTIOS TH. VASSILAKIS
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of Grenada:
Au nom de la Grenade:
От имени Гренады:
En nombre de Granada:

EUGENE PURSOO
[14 November 1994 — 14 novembre 1994]
In the name of Guatemala:
Au nom du Guatemala :
От имени Гватемалы:
En nombre de Guatemala:

In the name of Guinea:
Au nom de la Guinée :
От имени Гвинеи:
En nombre de Guinée:

In the name of Guinea-Bissau:
Au nom de la Guinée-Bissau :
От имени Гвинеи-Бисэу:
En nombre de Guinée-Bissau:

In the name of Guyana:
Au nom de la Guyane :
От имени Гвианы:
En nombre de Guyana:

In the name of Haiti:
Au nom d’Haïti :
От имени Гаити:
En nombre de Haïti:

ABOUBACAR DIONE

[26 August 1994 — 26 août 1994]
In the name of the Holy See:
In the name of Honduras:
In the name of Hungary:
In the name of Iceland:
In the name of India:

Kornelius Sigmundsson
[29 July 1994 — 29 juillet 1994]

Shri M. H. Ansari
[29 July 1994 — 29 juillet 1994]
In the name of Indonesia:
Au nom de l'Indonésie :
От имени Индонезии:
En nombre de Indonesia:

HASJIM DJALAL
[29 July 1994 — 29 juillet 1994]

In the name of the Islamic Republic of Iran:
Au nom de la République islamique d'Iran :
От имени Исламской Республики Иран:
En nombre de la República Islámica del Irán:

RAPHAEL SIEV
[29 July 1994 — 29 juillet 1994]

In the name of Israel:
Au nom d'Israël :
От имени Израиля:
En nombre de Israel:
In the name of Italy:
Au nom de l'Italie :
От имени Италии:
En nombre de Italia:

FRANCESCO PAOLO FULCI
[29 July 1994 — 29 juillet 1994]

In the name of Jamaica:
Au nom de la Jamaïque :
От имени Ямайки:
En nombre de Jamaica:

LUCILLE MAIR
KENNETH RATTRAY
[29 July 1994 — 29 juillet 1994]

In the name of Japan:
Au nom du Japon :
От имени Японии:
En nombre del Japón:

SHUNJI MARUYAMA
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of Jordan:
Au nom de la Jordanie :
От имени Иордании:
En nombre de Jordania:
In the name of Kazakstan:

Au nom du Kazakstan :

От имени Казахстана:

En nombre de Kazakstan:

Francis Kirimi Muthaura

[29 July 1994 — 29 juillet 1994]

In the name of Kenya:

Au nom du Kenya :

От имени Кении:

En nombre de Kenya:

In the name of Kiribati:

Au nom de Kiribati :

От имени Кирибати:

En nombre de Kiribati:

In the name of Kuwait:

Au nom du Koweit :

От имени Кувейта:

En nombre de Kuwait:

In the name of Kyrgyzstan:

Au nom du Kirghizistan :

От имени Кыргызстана:

En nombre de Kirguistán:
In the name of the Lao People’s Democratic Republic:
Au nom de la République démocratique populaire lao:
О т имени Лаосской Народно-Демократической Республики:
En nombre de la República Democrática Popular Lao:

ALOUNKEO KITTIKHOUN

[27 October 1994 — 27 octobre 1994]

In the name of Latvia:
Au nom de la Lettonie:
От имени Латвии:
En nombre de Letonia:

In the name of Lebanon:
Au nom du Liban:
От имени Ливана:
En nombre del Libano:

In the name of Lesotho:
Au nom du Lesotho:
От имени Лесото:
En nombre de Lesotho:

In the name of Liberia:
Au nom du Libéria:
От имени Либерии:
En nombre de Liberia:
In the name of the Libyan Arab Jamahiriya:
Au nom de la Jamahiriya arabe libyenne :
От имени Ливийской Арабской Джамахирии:
En nombre de la Jamahiriya Arabe Libia:

In the name of Liechtenstein:
Au nom du Liechtenstein :
От имени Лихтенштейна:
En nombre de Liechtenstein:

In the name of Lithuania:
Au nom de la Lituanie :
От имени Литвы:
En nombre de Lituania:

In the name of Luxembourg:
Au nom du Luxembourg :
От имени Люксембурга:
En nombre de Luxemburgo:

ANNE BASTIAN
[29 July 1994 — 29 juillet 1994]

In the name of Madagascar:
Au nom de Madagascar :
От имени Мадагаскара:
En nombre de Madagascar:
In the name of Malawi:
Au nom du Malawi:
От имени Малави:
En nombre de Malawi:

In the name of Malaysia:
Au nom de la Malaisie :
От имени Малайзии:
En nombre de Malaisie:

TAN SRI RAZALI BIN ISMAIL

In the name of Maldives:
Au nom des Maldives :
От имени Мальдивов:
En nombre de Maldives:

FATHULLA JAMEEL
[10 October 1994 — 10 octobre 1994]
In the name of Malta:
Au nom de Malte:
От имени Мальты:
En nombre de Malta:

WALTER BALZAN
[29 July 1994 — 29 juillet 1994]

In the name of the Marshall Islands:
Au nom des Iles Marshall:
От имени Маршалловых Островов:
En nombre de las Islas Marshall:

In the name of Mauritania:
Au nom de la Mauritanie:
От имени Мавритании:
En nombre de Mauritanie:

MOHAMEDOU OULD MOHAMED MAHMOUD
[Subject to ratification — Sous réserve de ratification]

In the name of Mauritius:
Au nom de Maurice:
От имени Маврикия:
En nombre de Mauricio:
In the name of Mexico:
Au nom du Mexique:
От имени Мексики:
En nombre de México:

In the name of the Federated States of Micronesia:
Au nom des Etats fédérés de Micronésie:
От имени федеративных штатов Микронезии:
En nombre de los Estados Federados de Micronesia:

David W. Panuelo

[August 10, 1994 — 10 août 1994]

In the name of Monaco:
Au nom de Monaco:
От имени Монако:
En nombre de Mónaco:

Jacques Boisson


In the name of Mongolia:
Au nom de la Mongolie:
От имени Монголии:
En nombre de Mongolia:

Luvsangii Eroenechuluun

[17 August 1994 — 17 août 1994]
In the name of Morocco:
Au nom du Maroc:
От имени Марокко:
En nombre de Marruecos:

Ahmed Sboussi
[19 October 1994 — 19 octobre 1994]

In the name of Mozambique:
Au nom du Mozambique:
От имени Мозамбика:
En nombre de Mozambique:

In the name of Myanmar:
Au nom du Myanmar:
От имени Мьянмы:
En nombre de Myanmar:

Dr. Tunguru Huaraka
[29 July 1994 — 29 juillet 1994]

In the name of Nauru:
Au nom de Nauru:
От имени Навру:
En nombre de Nauru:
In the name of Nepal:
Au nom du Népal:
От имени Непала:
En nombre de Nepal:

In the name of the Netherlands:
Au nom des Pays-Bas:
От имени Нидерландов:
En nombre de los Países Bajos:

TEUNIS HALFF
[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of New Zealand:
Au nom de la Nouvelle-Zélande:
От имени Новой Зеландии:
En nombre de Nueva Zelandia:

COLIN ROBERT KEATING
[29 July 1994 — 29 juillet 1994]

In the name of Nicaragua:
Au nom du Nicaragua:
От имени Никарагуа:
En nombre de Nicaragua:
In the name of the Niger:
Au nom du Niger:
От имени Нигера:
En nombre del Niger:

In the name of Nigeria:
Au nom du Nigéria:
От имени Нигерии:
En nombre de Nigeria:

IBRAHIM SAMBARI

In the name of Norway:
Au nom de la Norvège:
От имени Норвегии:
En nombre de Noruega:

In the name of Oman:
Au nom de l'Oman:
От имени Омана:
En nombre de Omán:
In the name of Pakistan:
Au nom du Pakistan :
От имени Пакистана:
En nombre del Pakistán:

Saiyed Tauquir Hussain Naqui

[10 August 1994 — 10 août 1994]

In the name of Panama:
Au nom du Panama :
От имени Панамы:
En nombre de Panamá:

In the name of Papua New Guinea:
Au nom de la Papouasie-Nouvelle-Guinée :
От имени Папуа-Новой Гвинеи:
En nombre de Papua Nueva Guinea:

In the name of Paraguay:
Au nom du Paraguay :
От имени Парагвай:
En nombre del Paraguay:

Jose Felix Fernandez Estigarribia

[29 July 1994 — 29 juillet 1994]
In the name of Peru:
Au nom du Pérou:
От имени Перу:
En nombre del Perú:

Maria Lourdes Lopez
[15 November 1994 — 15 novembre 1994]

In the name of the Philippines:
Au nom des Philippines:
От имени Филиппин:
En nombre de Filipinas:

Zbigniew M. Włosowicz
[29 July 1994 — 29 juillet 1994]

In the name of Poland:
Au nom de la Pologne:
От имени Польши:
En nombre de Polonia:

Maria de Fatima Mendes
[29 July 1994 — 29 juillet 1994]
In the name of Qatar:
Au nom du Qatar:
От имени Катара:
En nombre de Qatar:

YOO CHONG HA
[7 November 1994 — 7 novembre 1994]

In the name of the Republic of Korea:
Au nom de la République de Corée:
От имени Корейской Республики:
En nombre de la República de Corea:

In the name of the Republic of Moldova:
Au nom de la République de Moldova:
От имени Республики Молдова:
En nombre de la República de Moldova:

In the name of Romania:
Au nom de la Roumanie:
От имени Румынии:
En nombre de Rumania:

In the name of the Russian Federation:
Au nom de la Fédération de Russie:
От имени Российской Федерации:
En nombre de la Federación de Rusia:
In the name of Rwanda:
Au nom du Rwanda:
От имени Руанда:
En nombre de Rwanda:

In the name of Saint Kitts and Nevis:
Au nom de Saint-Kitts-et-Nevis :
От имени Сент-Китс и Невис:
En nombre de Saint Kitts y Nevis:

In the name of Saint Lucia:
Au nom de Sainte-Lucie :
От имени Сент-Люсии:
En nombre de Santa Lucía:

In the name of Saint Vincent and the Grenadines:
Au nom de Saint-Vincent-et-Grenadines :
От имени Сент-Винсента и Гренады:
En nombre de San Vicente y las Granadinas:

In the name of Samoa:
Au nom du Samoa :
От имени Самоа:
En nombre de Samoa:

Tuiroma Neroni Slade
[7 July 1995 — 7 juillet 1995]
In the name of San Marino:
Au nom de Saint-Marin :
От имени Сан-Марино:
En nombre de San Marino:

In the name of Sao Tome and Principe:
Au nom de Sao Tomé-et-Principe :
От имени Сан-Томе и Принсипи:
En nombre de Santo Tomé y Príncipe:

In the name of Saudi Arabia:
Au nom de l’Arabie saoudite :
От имени Саудовской Аравии:
En nombre de Arabia Saudita:

Kéba Birane Cisse
[9 August 1994 — 9 août 1994]

In the name of Senegal:
Au nom du Sénégal :
От имени Сенегала:
En nombre del Senegal:

MARC MARENGO
[29 July 1994 — 29 juillet 1994]
In the name of Sierra Leone:
Au nom de la Sierra Leone :
От имени Сьерра-Леона:
En nombre de Sierra Leona:

In the name of Singapore:
Au nom de Singapour :
От имени Сингапура:
En nombre de Singapur:

In the name of Slovakia:
Au nom de la Slovaquie :
От имени Словакии:
En nombre de Eslovaquia:

Peter Tomka
[14 November 1994 — 14 novembre 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of Slovenia:
Au nom de la Slovénie :
От имени Словении:
En nombre de Eslovenia:

Danilo Turk
In the name of Solomon Islands:
Au nom des Iles Salomon :
От имени Соломоновых Островов:
En nombre de las Islas Salomón:

In the name of Somalia:
Au nom de la Somalie :
От имени Сомали:
En nombre de Somalia:

In the name of South Africa:
Au nom de l'Afrique du Sud :
От имени Южной Африки:
En nombre de Sudáfrica:

N. Mandela
[3 October 1994 — 3 octobre 1994]

In the name of Spain:
Au nom de l'Espagne :
От имени Испании
En nombre de España:

Juan A. Yanez-Barnuevo
[29 July 1994 — 29 juillet 1994]
Ad referendum
In the name of Sri Lanka:
Au nom de Sri Lanka:
От имени Шри Ланки:
En nombre de Sri Lanka:

F. S. C. P. Kalpage
[29 July 1994 — 29 juillet 1994]

In the name of the Sudan:
Au nom du Soudan:
От имени Судана:
En nombre del Sudán:

Ali Mohamed Osman Yassin
[29 July 1994 — 29 juillet 1994]

In the name of Suriname:
Au nom du Suriname:
От имени Суринама:
En nombre de Suriname:

Mathendele M. Dlamini
[12 October 1994 — 12 octobre 1994]
In the name of Sweden:
Au nom de la Suède :
От имени Швеции:
En nombre de Suecia:

HANS LINTON
[29 July 1994 — 29 juillet 1994]

In the name of Switzerland:
Au nom de la Suisse :
От имени Швейцарии:
En nombre de Suiza:

LUCIUS CAFILSCH
[26 October 1994 — 26 octobre 1994]

In the name of the Syrian Arab Republic:
Au nom de la République arabe syrienne :
От имени Сирийской Арабской Республики:
En nombre de la República Arabe Siria:

In the name of Tajikistan:
Au nom du Tadjikistan :
От имени Таджикистана:
En nombre de Tayikistán:

In the name of Thailand:
Au nom de la Thailande :
От имени Таиланда:
En nombre de Tailandia:
In the name of the former Yugoslav Republic of Macedonia:
Au nom de l’ex-République yougoslave de Macédoine :
От имени бывшей Югославской Республики Македонии:
En nombre de la ex República Yugoslava de Macedonia:

In the name of Togo:
Au nom du Togo :
От имени Toro:
En nombre del Togo:

BIOVA-SOUMI PENNANEACH
[3 August 1994 — 3 août 1994]

In the name of Tonga:
Au nom des Tonga :
От имени Тонга:
En nombre de Tonga:

In the name of Trinidad and Tobago:
Au nom de la Trinité-et-Tobago :
От имени Тринидада и Тобаго:
En nombre de Trinidad y Tabago:

ANNETTE DES ILES
[10 October 1994 — 10 octobre 1994]
In the name of Tunisia:
Au nom de la Tunisie :
От имени Туниса:
En nombre de Túnez:

SLAHEDDINE ABDELLAH

In the name of Turkey:
Au nom de la Turquie :
От имени Турции:
En nombre de Turquía:

In the name of Turkmenistan:
Au nom du Turkménistan :
От имени Туркменистана:
En nombre de Turkmenistán:

In the name of Tuvalu:
Au nom de Tuvalu :
От имени Тувалу:
En nombre de Tuvalu:

In the name of Uganda:
Au nom de l’Ouganda :
От имени Уганды:
En nombre de Uganda:

PEREZI KARUKUBIRO KAMUNANWIRE
[9 August 1994 — 9 août 1994]
In the name of Ukraine:
Au nom de l’Ukraine :
От имени Украины:
En nombre de Ucrania:

[28 February 1995 — 28 février 1995]

In the name of the United Arab Emirates:
Au nom des Emirats arabes unis :
От имени Объединенных Арабских Эмиратов:
En nombre de los Emiratos Arabes Unidos:

[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of the United Republic of Tanzania:
Au nom de la République-Unie de Tanzanie :
От имени Объединенной Республики Танзания:
En nombre de la República Unida de Tanzania:

[7 October 1994 — 7 octobre 1994]
[Subject to ratification — Sous réserve de ratification]
In the name of the United States of America:
Au nom des Etats-Unis d’Amérique :
От имени Соединенных Штатов Америки:
En nombre de los Estados Unidos de América:

MADELEINE K. ALBRIGHT

[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]

In the name of Uruguay:
Au nom de l'Uruguay :
От имени Уругвая:
En nombre del Uruguay:

RAMIRO PIÑEZ BALLON

[29 July 1994 — 29 juillet 1994]

In the name of Uzbekistan:
Au nom de l'Ouzbékistan :
От имени Узбекистана:
En nombre de Uzbekistán:

In the name of Vanuatu:
Au nom de Vanuatu :
От имени Вануату:
En nombre de Vanuatu:

JEAN RAVOU-AKII

[29 July 1994 — 29 juillet 1994]
[Subject to ratification — Sous réserve de ratification]
In the name of Venezuela:
Au nom du Venezuela:
От имени Венесуэлы:
En nombre de Venezuela:

In the name of Viet Nam:
Au nom du Viet Nam:
От имени Вьетнами:
En nombre de Viet Nam:

In the name of Yemen:
Au nom du Yémen:
От имени Йемена:
En nombre del Yemen:

In the name of Yugoslavia:
Au nom de la Yougoslavie:
От имени Югославии:
En nombre de Yugoslavia:

Dragomir Djokic
[12 May 1995 — 12 mai 1995]

In the name of Zaire:
Au nom du Zaïre:
От имени Заирыа:
En nombre del Zaire:
In the name of Zambia:
Au nom de la Zambie :
От имени Замбии:
En nombre de Zambia:

Peter L. Kasanda
[13 October 1994 — 13 octobre 1994]

In the name of Zimbabwe:
Au nom du Zimbabwe :
От имени Зимбабве:
En nombre de Zimbabwe:

Simbarashe S. Mumbengegwi
[28 October 1994 — 28 octobre 1994]

In the name of the European Community:
Au nom de la Communauté européenne :
От имени Европейского сообщества:
En nombre de la Comunidad Europea:

Angel Viñas
[29 October 1994 — 29 octobre 1994]

In the name of the Food and Agriculture Organization of the United Nations:
Au nom de l’Organisation des Nations Unies pour l’alimentation et l’agriculture :
От имени Продовольственной и сельскохозяйственной организации
Объединенных Наций:
En nombre de la Organización de las Naciones Unidas para la Agricultura
y la Alimentación:
In the name of the General Agreement on Tariffs and Trade:
Au nom de l'Accord général sur les tarifs douaniers et le commerce :
От имени Генерального соглашения по тарифам и торговле:
En nombre del Acuerdo General sobre Aranceles Aduaneros y Comercio:

In the name of the International Atomic Energy Agency:
Au nom de l'Agence internationale de l'énergie atomique :
От имени Международного агентства по атомной энергии:
En nombre del Organismo Internacional de Energía Atómica:

In the name of the International Bank for Reconstruction and Development:
Au nom de la Banque internationale pour la reconstruction et le développement :
От имени Международного банка реконструкции и развития:
En nombre del Banco Internacional de Reconstrucción y Fomento:

In the name of the International Civil Aviation Organization:
Au nom de l'Organisation de l'aviation civile internationale :
От имени Международной организации гражданской авиации:
En nombre de la Organización de Aviación Civil Internacional:

In the name of the International Fund for Agricultural Development:
Au nom du Fonds international de développement agricole :
От имени Международного фонда сельскохозяйственного развития:
En nombre del Fondo Internacional de Desarrollo Agrícola:
In the name of the International Labour Organisation:
Au nom de l'Organisation internationale du Travail :
От имени Международной организации труда:
En nombre de la Organización Internacional del Trabajo:

In the name of the International Monetary Fund:
Au nom du Fonds monétaire international :
От имени Международного валютного фонда:
En nombre del Fondo Monetario Internacional:

In the name of the International Maritime Organization:
Au nom de l'Organisation internationale de la navigation maritime :
От имени Международной морской организации:
En nombre de la Organización Marítima Internacional:

In the name of the International Telecommunication Union:
Au nom de l'Union internationale des télécommunications :
От имени Международного союза электросвязи:
En nombre de la Unión Internacional de Telecomunicaciones:

In the name of the United Nations Educational, Scientific and Cultural Organization:
Au nom de l'Organisation des Nations Unies pour l'éducation, la science et la culture :
От имени Организации Объединенных Наций по вопросам образования, науки и культуры:
En nombre de la Organización de las Naciones Unidas para la Educación, la Ciencia y la Cultura:
In the name of the United Nations Industrial Development Organization:
Au nom de l’Organisation des Nations Unies pour le développement industriel:
От имени Организации Объединенных Наций по промышленному развитию:
En nombre de la Organización de las Naciones Unidas para el Desarrollo Industrial:

In the name of the Universal Postal Union:
Au nom de l’Union postale universelle:
От имени Всемирного почтового союза:
En nombre de la Unión Postal Universal:

In the name of the World Health Organization:
Au nom de l’Organisation mondiale de la santé:
От имени Всемирной организации здравоохранения:
En nombre de la Organización Mundial de la Salud:

In the name of the World Intellectual Property Organization:
Au nom de l’Organisation mondiale de la propriété intellectuelle:
От имени Всемирной организации интеллектуальной собственности:
En nombre de la Organización Mundial de la Propiedad Intelectual:

In the name of the World Meteorological Organization:
Au nom de l’Organisation météorologique mondiale:
От имени Всемирной метеорологической организации:
En nombre de la Organización Meteorológica Mundial:
In the name of Cook Islands:
Au nom des Iles Cook:
От имени островов Кука:
En nombre de las Islas Cook:

In the name of Niue:
Au nom de Nioué:
От имени Ниуэ:
En nombre de Niue:

In the name of the West Indies Associated States:
Au nom des Etats associés des Indes occidentales:
От имени Вест-Индских ассоциированных государств:
En nombre de los Estados Asociados de las Indias Occidentales:

In the name of the Northern Mariana Islands:
Au nom des Iles mariannes du Nord:
От имени Северных Марианских Островов:
En nombre de las Islas Marianas Septentrionales:
DECLARATION MADE UPON SIGNATURE

AUSTRIA

"Upon signature of the Agreement relating to the Implementation of Part XI of the United Nations Convention on the Law of the Sea of 1982 Austria declares that it understands the provisions of its Article 7 para. 2 to signify with regard to its own position that pending parliamentary approval of the Convention and of the Agreement and their subsequent ratification it will have access to the organs of the International Sea-Bed Authority."

[Traduction — Translation]

En signant l'Accord relatif à l'application de la Partie XI de la Convention des Nations Unies sur le droit de la mer du 10 décembre 1982, l'Autriche déclare qu'elle interprète les dispositions du paragraphe 2 de l'article 7 dudit Accord comme signifiant que, en ce qui la concerne, elle est habilitée à siéger aux organes de l'Autorité internationale des fonds marins, en attendant l'approbation de la Convention et de l'Accord par le Parlement et leur ratification ultérieure.
No. 31363. UNITED NATIONS CONVENTION ON THE LAW OF THE SEA. CONCLUDED AT MONTEGO BAY ON 10 DECEMBER 1982

RATIFICATION

Instrument deposited on:
17 November 1994
SINGAPORE
(With effect from 17 December 1994.)
Registered ex officio on 17 November 1994.


PARTICIPATION in the above-mentioned Agreement

Instrument of ratification to the 1982 Convention deposited on:
17 November 1994
SINGAPORE
(It is recalled that the Agreement came into force provisionally on 16 November 1994 for Singapore, in accordance with article 7 (1).)
Registered ex officio on 17 November 1994.

2 See p. 3 of this volume.