



**ICSID**

**International Centre  
for Settlement of  
Investment Disputes**

**Twelfth  
Annual Report 1977/1978**

# ICSID

## Twelfth Annual Report 1977/1978

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International Centre for Settlement of Investment Disputes

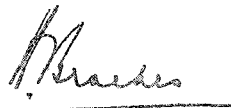
August 28, 1978

Dear Mr. Chairman:

Pursuant to Administrative and Financial Regulation 4(4), I hereby submit to the Administrative Council for its approval the Annual Report on the operation of the International Centre for Settlement of Investment Disputes required by Article 6(1)(g) of the Convention on the Settlement of Investment Disputes between States and Nationals of Other States. This Twelfth Annual Report covers the fiscal year July 1, 1977 to June 30, 1978.

The report includes the audited financial statement of the Centre, presented pursuant to Administrative and Financial Regulation 18.

Sincerely yours,



A. Broches  
*Secretary-General*

Mr. Robert S. McNamara  
*President*  
Administrative Council  
International Centre for Settlement of Investment Disputes

### **Highlights of the Year**

During the year under review:

- the number of Contracting States increased from 67 to 71;
- the number of Signatory States increased from 72 to 77;
- three new requests for arbitration were registered, one pending arbitration proceeding was terminated by a unanimous award and two others discontinued after the parties had reached an amicable settlement;
- several new bilateral treaties were concluded between capital exporting and capital importing States providing for recourse to the facilities of the Centre;
- work on the proposed Additional Facility for the administration by the Secretariat of certain proceedings which are not within the jurisdictional limits of the Convention, progressed to the point where detailed proposals will be submitted to the Administrative Council at its Twelfth Annual Meeting.

### **The Proposed Additional Facility**

At its Eleventh Annual Meeting, the Administrative Council considered a proposal envisaging institutional arrangements for the administration by the Centre's Secretariat, at the request of interested parties, of certain types of conciliation and arbitration proceedings which do not meet the jurisdictional requirements of the Convention, and of proceedings limited to pure fact-finding. Such arrangements were first suggested by the Secretary-General at the Tenth Annual Meeting of the Council and a tentative proposal had been prepared by the Secretariat and circulated for comments of governments in the spring of 1977.

The proposal for the creation of such institutional arrangements (referred to as the "Additional Facility") was based on the belief that proceedings between governments and non-governmental entities would be facilitated by the existence of institutional arrangements in

the form of rules and an administering authority, and that the Centre's Secretariat, which deals exclusively with proceedings between such parties, could perform a useful service in this regard. It was, of course, clearly understood that such proceedings would not be governed by the Convention but would be based solely on contract.

Governmental comments received prior to the Eleventh Annual Meeting and the discussions at that meeting showed substantial support in principle for the creation of the Additional Facility. The Administrative Council adopted a resolution requesting the Secretary-General to prepare a detailed proposal for the Additional Facility for submission to the Council at its Twelfth Annual Meeting and, in order to secure wide acceptance of the proposal, to circulate during the year drafts to the members of the Council for the comments of their governments.

In preparation for the discussions at the Twelfth Annual Meeting, the Secretariat circulated drafts of "Additional Facility Rules", defining the scope within which the Secretariat would be authorized to act as administering authority in respect of proceedings not governed by the Convention, and accompanying financial and administrative regulations and rules of procedure for conciliation, arbitration and fact-finding. In drafting the Additional Facility Rules the Secretariat has sought to define the scope of the Additional Facility in such a manner as to avoid, on the one hand, recourse to the Additional Facility in cases which fall within the competence of the Centre under Article 25 of the Convention and, on the other, mere duplication of facilities for dispute settlement.

### **Signatures and Ratifications**

During the year the Convention was signed by Fiji (July 1, 1977), Western Samoa (February 3, 1978), Kuwait (February 9, 1978), Seychelles (February 15, 1978), and Rwanda (April 21,

1978), bringing the number of signatories to 77. Instruments of ratification were deposited by Fiji (August 11, 1977), Mali (January 3, 1978), Seychelles (March 20, 1978), and Western Samoa (April 25, 1978). At June 30, 1978, there were 71 Contracting States. A list of Contracting States and other signatories of the Convention appears in Annex 1.<sup>1</sup>

### **The Panels<sup>2</sup>**

Pursuant to Article 13(1) of the Convention, Contracting States may designate up to four persons each to the Panel of Conciliators and the Panel of Arbitrators. Litigants may, but are not required to, appoint conciliators and arbitrators from the Panels. The Chairman of the Administrative Council, when called upon to appoint conciliators and arbitrators, is restricted in his choice to the persons designated to the Panels.

In order to offer litigants the widest possible choice it is desirable, and in order to enable the Chairman of the Administrative Council to discharge his responsibilities in a satisfactory manner it is essential, that Contracting States exercise their right to designate Panel members and pay particular attention to the importance of selecting persons who not only meet the highest personal and professional standards but are also able and willing to serve on Commissions and Tribunals when invited to do so. In designating persons to the Panel of Arbitrators, Contracting States should also keep in mind that because of provisions of the Convention regarding nationality of arbitrators, persons designated by a State would normally only be invited to serve in proceedings to which neither that State nor one of its nationals is a party.

Experience to date has not been altogether satisfactory. Less than two-thirds of the Contracting States have exercised their right of designation, and several Contracting States have failed to keep their designations current. In a few cases Panel members have not accepted invitations to serve, and the official functions of many Panel members may impose limitations on their ability to serve.

This is a matter of concern, especially since it may create serious difficulties for the Chairman of the Administrative Council when he is called

upon to exercise the important and delicate function of naming conciliators and arbitrators. Pursuant to Article 13(2) of the Convention the Chairman himself may appoint up to 10 persons each to the Panel of Conciliators and the Panel of Arbitrators. The Chairman has not exercised this right, except once, in order to reserve the possibility of supplementing the Panels to meet the requirements of a particular proceeding. This is, however, neither an adequate nor a satisfactory remedy and Contracting States are urged to lend their full cooperation in order to enable the Panels to fulfill their intended function.

### **Implementation of Article 54(2) of the Convention**

Pursuant to Article 54(2) of the Convention each Contracting State is required to notify the Secretary-General of the designation of the competent court or other authority to which requests for the recognition and enforcement of arbitral awards are to be addressed. Since the provisions concerning the recognition and enforcement of arbitral awards rendered pursuant to the Convention are among the key provisions of that instrument, States which have not yet done so are urged to make the appropriate designation and notify the Centre thereof as soon as possible. 51 States had made such designations by June 30, 1978.<sup>3</sup>

### **Advance Acceptance of the Jurisdiction of the Centre**

As more investors are becoming familiar with the Convention, ICSID compromissory clauses are being increasingly used in agreements between investors and host countries. References to the Centre are also becoming more frequent in national legislation and in bilateral investment treaties between capital exporting and capital importing States. Annex 4 lists investment laws of host countries and bilateral treaties that provide for the acceptance of the jurisdiction of the Centre.

To assist parties to investment agreements wishing to provide for ICSID jurisdiction, the Centre has prepared a set of model clauses which take into account all necessary jurisdictional requirements of the Convention.<sup>4</sup>

<sup>1</sup>Also available as document ICSID/3.

<sup>2</sup>See Annex 3.

<sup>3</sup>See document ICSID/8.

<sup>4</sup>Document ICSID/5, available from the Centre on request.



### **Eleventh Annual Meeting of the Administrative Council**

The Eleventh Annual Meeting of the Administrative Council was held in Washington, D.C. on September 29, 1977, in conjunction with the Annual Meeting of the Board of Governors of the World Bank. At this meeting the Council approved the Eleventh Annual Report on the operation of the Centre and the budget for Fiscal Year 1978. It adopted two further resolutions, one inviting the Republic of the Seychelles to sign the Convention, and the other relating to the proposed Additional Facility to which reference has been made earlier in this Report. The resolutions are reproduced in Annex 5.

### **Disputes Submitted to the Centre**

Three new arbitration cases were registered by the Secretary-General during the past year, three pending cases were terminated and proceedings continued in one pending case. Detailed data relating to proceedings instituted prior to June 30, 1977, can be found in Annex 6 of last year's Annual Report.

#### **(1) Holiday Inns/Occidental Petroleum vs. Government of Morocco (Case ARB/72/1)**

In December 1977 the reconstituted Arbitral Tribunal (see Eleventh Annual Report, p. 34) held its first deliberations in Paris and considered the latest submissions of the parties as well as the parties' written replies to certain questions addressed to them by the Tribunal. Upon conclusion of these deliberations, a Decision and Procedural Order was rendered whereby the Tribunal decided to continue the proceedings from the point they had reached prior to the death of President Petrón and determined the further steps to be taken. As called for by the above Decision and Procedural Order, the parties submitted certain information to the Tribunal and hearings took place in Paris on January 23 - 24, 1978. During those hearings, the Claimants submitted a set of incidental submissions to the Tribunal. After the Tribunal had rendered a decision on the incidental submissions, the Claimants delivered to the Secretary-General a request for annulment of the Decision and Procedural Order of December 3, 1977. The Secretary-General declared

that he had no power to register the request for annulment since the Convention provides for annulment of awards, and no award had been rendered. Further submissions for a suspension of the proceedings were thereupon made by the Claimants. The Tribunal ordered the proceedings to continue as scheduled. The Claimants objected to the rulings of the Tribunal and the Secretary-General, and reserved their rights with respect thereto.

Following consultations by the President with counsel for both parties in Stockholm in April 1978, a further Procedural Order was issued setting the further course of the proceedings and calling for revised submissions by the parties to be followed by hearings in September 1978.

#### **(2) Adriano Gardella SpA vs. Government of Ivory Coast (Case ARB/74/1)**

On August 29, 1977, the Arbitral Tribunal rendered a unanimous award in this case which had been instituted in 1974. The Centre has not received consent from the parties to publish the award.

#### **(3) Reynolds Jamaica Mines, Ltd. and Reynolds Metals Company vs. Government of Jamaica (Case ARB/74/4)**

The last of the three bauxite cases that had been submitted to the Centre in June of 1974, was terminated on October 12, 1977, when the Arbitral Tribunal issued a Procedural Order pursuant to Arbitration Rule 44 noting the discontinuance of the proceeding at the request of Reynolds. Reynolds had previously notified the Centre that on March 31, 1977, it had concluded an agreement with the Government of Jamaica which provided a basis for terminating their dispute.

#### **(4) Government of Gabon vs. Société SERETE S.A. (Case ARB/76/1)**

The Arbitral Tribunal issued a Procedural Order on February 27, 1978, noting the discontinuance of the proceedings at the joint request of the parties. This case was instituted by a request for arbitration by the Government of Gabon, registered on October 5, 1976. The Arbitral Tribunal was constituted on February 18, 1977. Neither party had taken any further step in the proceeding.

(5) **AGIP SpA vs. Government of the  
People's Republic of Congo (Case  
ARB/77/1)**

On October 13, 1977, the Centre received a request for arbitration from AGIP S.p.A. which was registered on November 4, 1977. The Claimant appointed Mr. René Jean Dupuy (French) as arbitrator. No arbitrator having been appointed by the Respondent and no agreement between the parties having been reached regarding the appointment of a President within 90 days of the date of dispatch by the Secretary-General of the notice of registration to the parties, the Claimant, on May 5, 1978, requested the Chairman of the Administrative Council, pursuant to Article 38 of the Convention and Arbitration Rule 4, to appoint two arbitrators and to designate one arbitrator as the President of the Tribunal.

(6) **Société Ltd. Benvenuti & Bonfant srl vs.  
Government of the People's Republic  
of Congo (Case ARB/77/2)**

On December 15, 1977, the Centre received and registered a request for arbitration from Société Ltd. Benvenuti & Bonfant srl. The Claimant and the Respondent, respectively, appointed Mr. Rudolf Bystricky (Czechoslovakian) and Mr. Edilbert Razafindralambo (Malagasy) as arbitrators. No agreement between the parties having been reached regarding the appointment of a President within 90 days of the date of dispatch by the Secretary-General of the notice of registration to the parties, the Claimant, on March 24, 1978, requested the Chairman of the Administrative Council, pursuant to Article 38 of the Convention and Arbitration Rule 4, to appoint an arbitrator and to designate such arbitrator as the President of the Tribunal. The Chairman, after consultations with the parties in accordance with Arbitration Rule 4(2), appointed Mr. Alex Bonn (Luxembourg) as arbitrator and designated him as President of the Tribunal. The Tribunal was constituted on May 9, 1978. On May 25, 1978, Mr. Bonn submitted his resignation for personal reasons. On June 3, 1978, the Chairman of the Administrative Council, pursuant to Arbitration Rule 11, filled the resulting vacancy by appointing Mr. Jørgen Trolle (Danish). The first meeting of the Tribunal was held on June 14 and 15, 1978, within the framework of Arbitration Rule

13 for the purpose of holding the consultation provided for under Arbitration Rule 20.

(7) **Guadelupe Gas Products Corp. vs. the  
Federal Military Government of Nigeria  
(Case ARB/78/1)**

This case was registered on March 20, 1978. The Claimant has appointed Mr. Elihu Lauterpacht (British) and the Respondent has appointed Mr. Pieter Sanders (Dutch), as arbitrators. The parties are now in the process of appointing the President of the Tribunal.

### **Finance**

The Financial Statement of the Centre for Fiscal Year 1978 is set forth in Annex 6. The expenditures of the Centre were again covered entirely by the value of the services and facilities made available by the World Bank free of charge pursuant to the Memorandum of Administrative Arrangements concluded between the Bank and the Centre in February 1967,<sup>5</sup> and by income from the sale of publications. Thus it was not necessary to assess any excess expenditures to the Contracting States pursuant to Article 17 of the Convention.

The Centre's expenses which are attributable to the pending arbitration proceedings are borne by the parties in accordance with the Centre's Administrative and Financial Regulations. In accordance with these Regulations, the Secretary-General calls on the parties from time to time to make advance deposits to defray the expenses of the proceedings.

### **Publications**

Annex 7 gives a list of publications prepared by the Centre and available, for the most part, free of charge.

A bibliography, which lists publications containing the official texts of the Convention and unofficial translations, the Institution, Conciliation and Arbitration Rules, and books, articles and reports concerning the Convention and the Centre, is also available from the Centre on request.

The Centre prepared during the past year a new volume for the loose-leaf service "Investment Laws of the World — Developing Coun-

<sup>5</sup>The text of which is set forth in Annex 5 of the First Annual Report, in relation to AC(II)/RES/3.

tries." The laws of 48 countries have now been published (Afghanistan, Benin, Botswana, Burundi, Cameroon, Central African Empire, Chad, Congo, Egypt, Ethiopia, Gabon, Ghana, Greece, Guyana, Indonesia, Ivory Coast, Jamaica, Jordan, Kenya, Korea, Lesotho, Liberia, Madagascar, Malawi, Malaysia, Mauritania, Mauritius, Morocco, Nepal, Niger, Nigeria, Pakistan, Romania, Senegal, Singapore, Somalia, Sri Lanka, Sudan, Swaziland, Taiwan, Togo, Trinidad and Tobago, Tunisia, Uganda, Upper Volta, Yugoslavia, Zaire,

and Zambia).

The service is being published and sold commercially by Oceana Publications, Inc. of Dobbs Ferry, New York. It deals on a country-by-country basis with internal law and international agreements affecting foreign investment, and consists of a compilation of constitutional, legislative, regulatory and treaty materials. It is periodically updated and supplemented as necessary. A brochure concerning the service is available from the publisher or the Centre on request.



## Annex 1

### List of Contracting States and Other Signatories of the Convention

(As of June 30, 1978)

The 77 States listed below have signed the Convention on the dates indicated. The names of the 71 States that have deposited instruments of ratification are capitalized, and the dates of such deposit and of the attainment of the status of Contracting State by the entry into force of the Convention for each of them are also indicated.

State	Signature	Deposit of Ratification	Entry into Force of Convention
AFGHANISTAN	Sep 30, 1966	Jun 25, 1968	Jul 25, 1968
Australia	Mar 24, 1975		
AUSTRIA	May 17, 1966	May 25, 1971	Jun 24, 1971
BELGIUM	Dec 15, 1965	Aug 27, 1970	Sep 26, 1970
BENIN, PEOPLE'S REPUBLIC OF	Sep 10, 1965	Sep 6, 1966	Oct 14, 1966
BOTSWANA	Jan 15, 1970	Jan 15, 1970	Feb 14, 1970
BURUNDI	Feb 17, 1967	Nov 5, 1969	Dec 5, 1969
CAMEROON	Sep 23, 1965	Jan 3, 1967	Feb 2, 1967
CENTRAL AFRICAN EMPIRE	Aug 26, 1965	Feb 23, 1966	Oct 14, 1966
CHAD	May 12, 1966	Aug 29, 1966	Oct 14, 1966
CHINA, REPUBLIC OF	Jan 13, 1966	Dec 10, 1968	Jan 9, 1969
CONGO, PEOPLE'S REPUBLIC OF	Dec 27, 1965	Jun 23, 1966	Oct 14, 1966
CYPRUS	Mar 9, 1966	Nov 25, 1966	Dec 25, 1966
DENMARK	Oct 11, 1965	Apr 24, 1968	May 24, 1968 <sup>1</sup>
EGYPT, ARAB REPUBLIC OF	Feb 11, 1972	May 3, 1972	Jun 2, 1972
Ethiopia	Sep 21, 1965		
FIJI	Jul 1, 1977	Aug 11, 1977	Sep 10, 1977
FINLAND	Jul 14, 1967	Jan 9, 1969	Feb 8, 1969
FRANCE	Dec 22, 1965	Aug 21, 1967	Sep 20, 1967
GABON	Sep 21, 1965	Apr 4, 1966	Oct 14, 1966
GAMBIA, THE	Oct 1, 1974	Dec 27, 1974	Jan 26, 1975
GERMANY, FEDERAL REPUBLIC OF	Jan 27, 1966	Apr 18, 1969	May 18, 1969 <sup>2</sup>
GHANA	Nov 26, 1965	Jul 13, 1966	Oct 14, 1966
GREECE	Mar 16, 1966	Apr 21, 1969	May 21, 1969
GUINEA	Aug 27, 1968	Nov 4, 1968	Dec 4, 1968
GUYANA	Jul 3, 1969	Jul 11, 1969	Aug 10, 1969
ICELAND	Jul 25, 1966	Jul 25, 1966	Oct 14, 1966
INDONESIA	Feb 16, 1968	Sep 28, 1968	Oct 28, 1968
Ireland	Aug 30, 1966		
ITALY	Nov 18, 1965	Mar 29, 1971	Apr 28, 1971
IVORY COAST	Jun 30, 1965	Feb 16, 1966	Oct 14, 1966
JAMAICA	Jun 23, 1965	Sep 9, 1966	Oct 14, 1966
JAPAN	Sep 23, 1965	Aug 17, 1967	Sep 16, 1967
JORDAN	Jul 14, 1972	Oct 30, 1972	Nov 29, 1972
KENYA	May 24, 1966	Jan 3, 1967	Feb 2, 1967
KOREA, REPUBLIC OF	Apr 18, 1966	Feb 21, 1967	Mar 23, 1967
Kuwait	Feb 9, 1978		
LESOTHO	Sep 19, 1968	Jul 8, 1969	Aug 7, 1969
LIBERIA	Sep 3, 1965	Jun 16, 1970	Jul 16, 1970
LUXEMBOURG	Sep 28, 1965	Jul 30, 1970	Aug 29, 1970
MADAGASCAR	Jun 1, 1966	Sep 6, 1966	Oct 14, 1966
MALAWI	Jun 9, 1966	Aug 23, 1966	Oct 14, 1966
MALAYSIA	Oct 22, 1965	Aug 8, 1966	Oct 14, 1966
MALI	Apr 9, 1976	Jan 3, 1978	Feb 2, 1978
MAURITANIA	Jul 30, 1965	Jan 11, 1966	Oct 14, 1966

<sup>1</sup>Denmark excluded, by a notification received on May 15, 1968, the Faroe Islands; by a notification received on October 30, 1968, Denmark extended the application of the Convention to the Faroe Islands as of January 1, 1969.

<sup>2</sup>Germany declared, on depositing its instrument of ratification, that the Convention would also apply to the Land Berlin.

State	Signature	Deposit of Ratification	Entry into Force of Convention
MAURITIUS	Jun 2, 1969	Jun 2, 1969	Jul 2, 1969 <sup>3</sup>
MOROCCO	Oct 11, 1965	May 11, 1967	Jun 10, 1967
NEPAL	Sep 28, 1965	Jan 7, 1969	Feb 6, 1969
NETHERLANDS	May 25, 1966	Sep 14, 1966	Oct 14, 1966 <sup>4</sup>
New Zealand	Sep 2, 1970		
NIGER	Aug 23, 1965	Nov 14, 1966	Dec 14, 1966
NIGERIA	Jul 13, 1965	Aug 23, 1965	Oct 14, 1966
NORWAY	Jun 24, 1966	Aug 16, 1967	Sep 15, 1967
PAKISTAN	Jul 6, 1965	Sep 15, 1966	Oct 15, 1966
ROMANIA	Sep 6, 1974	Sep 12, 1975	Oct 12, 1975
Rwanda	Apr 21, 1978		
SENEGAL	Sep 26, 1966	Apr 21, 1967	May 21, 1967
SEYCHELLES	Feb 15, 1978	Mar 20, 1978	Apr 19, 1978
SIERRA LEONE	Sep 27, 1965	Aug 2, 1966	Oct 14, 1966
SINGAPORE	Feb 2, 1968	Oct 14, 1968	Nov 13, 1968
SOMALIA	Sep 27, 1965	Feb 29, 1968	Mar 30, 1968
SRI LANKA	Aug 30, 1967	Oct 12, 1967	Nov 11, 1967
SUDAN	Mar 15, 1967	Apr 9, 1973	May 9, 1973
SWAZILAND	Nov 3, 1970	Jun 14, 1971	Jul 14, 1971 <sup>5</sup>
SWEDEN	Sep 25, 1965	Dec 29, 1966	Jan 28, 1967
SWITZERLAND	Sep 22, 1967	May 15, 1968	Jun 14, 1968
TOGO	Jan 24, 1966	Aug 11, 1967	Sep 10, 1967
TRINIDAD AND TOBAGO	Oct 5, 1966	Jan 3, 1967	Feb 2, 1967
TUNISIA	May 5, 1965	Jun 22, 1966	Oct 14, 1966
UGANDA	Jun 7, 1966	Jun 7, 1966	Oct 14, 1966
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND	May 26, 1965	Dec 19, 1966	Jan 18, 1967 <sup>6</sup>
UNITED STATES OF AMERICA	Aug 27, 1965	Jun 10, 1966	Oct 14, 1966
UPPER VOLTA	Sep 16, 1965	Aug 29, 1966	Oct 14, 1966
WESTERN SAMOA	Feb 3, 1978	Apr 25, 1978	May 25, 1978
YUGOSLAVIA	Mar 21, 1967	Mar 21, 1967	Apr 20, 1967
ZAIRE	Oct 29, 1968	Apr 29, 1970	May 29, 1970
ZAMBIA	Jun 17, 1970	Jun 17, 1970	Jul 17, 1970

<sup>3</sup>Until Mauritius attained its independence on March 12, 1968, it was covered by the ratification of the United Kingdom.

<sup>4</sup>On depositing its instrument of ratification, the Netherlands restricted the application of the Convention to the Kingdom in Europe; by a notification received on May 22, 1970, the Netherlands withdrew that restriction and thus extended the application of the Convention to Suriname and the Netherlands Antilles; Suriname having attained its independence on November 25, 1975, the Convention ceased to be applicable to Suriname as of that date.

<sup>5</sup>Until Swaziland attained its independence on September 6, 1968, it was covered by the ratification of the United Kingdom.

<sup>6</sup>The United Kingdom has, pursuant to Article 70 of the Convention, excluded from its coverage the following territories for whose international relations it is responsible: Jersey • Isle of Man • Southern Rhodesia • Brunei • British Indian Ocean Territory • Pitcairn Islands • British Antarctic Territory • Sovereign Base Areas of Cyprus • New Hebrides.

## Annex 2

### Members of the Administrative Council and Officials of the Centre

(As of June 30, 1978)

Chairman of the  
Administrative Council

Robert S. McNamara, *ex officio* as  
President, International Bank for  
Reconstruction and Development

Contracting State	Representative <sup>1</sup>	Alternate <sup>1</sup>
Afghanistan	Abdul Karim Meesaq	Mehrabudin Pakitiawall
Austria	Hannes Androsch	Walter Neudörfer
Belgium	Gaston Geens	Cecil de Strycker
Benin, People's Republic of	François Dossou	Abou Baba-Moussa
Botswana	M. D. Mokama*	Q.K.J. Masire*
Burundi	Dominique Shiramanga	Jean Ndimurukundo
Cameroon	Yousseuffa Daouda	Amadou Bello
Central African Empire	André Dieudonné Magale	Marc Babel Bedan
Chad	Ahmed Kerim Togoï	Blayo Ngartando
China, Republic of	Philip C. C. Chang	Chun-Heng Tu
Congo, People's Republic of the	François Bita	André Batanga
Cyprus	Andreas C. Patsalides	A.C. Afxentiou
Denmark	K. B. Andersen	Lise Østergaard
Egypt, Arab Republic of	A. M. El-Kaissouni	Hamed El-Sayeh
Fiji	C. A. Stinson	Savenaca Siwatibau
Finland	Esko Rekola	Osmo Kalliala
France	Bernard Clappier	Marcel Théron
Gabon	Michel Anchouey	J. Félix Mamalepot
Gambia, The	Assan Musa Camara	T.G.G. Senghore
Germany, Federal Republic of	Hans Matthoefer	Rainer Offergeld
Ghana	Anthony Kwesi Appiah	K. Anane-Binfoh
Greece	Constantine Mitsotakis	Stavros Dimas
Guinea	Momory Camara	Saïkou Barry
Guyana	F. E. Hope	Harold E. Wilkinson
Iceland	Olafur Johannesson	Matthias A. Mathiesen
Indonesia	Rachmat Saleh	Julianto Moeliodihardjo
Italy	Paolo Baffi	Felice Ruggiero
Ivory Coast	Abdoulaye Koné	Léon Naka
Jamaica	Eric Bell	Richard Fletcher
Japan	Tatsuo Murayama	Teiichiro Morinaga
Jordan	Hanna Odeh	Hashim A. Dabbas
Kenya	Mwai Kibaki	Leonard O. Kibinge
Korea, Republic of	Yong Hwan Kim	Byong Hyun Shin
Lesotho	E. R. Sekhonyana	A. M. Monyake
Liberia	James T. Phillips, Jr.	D. Franklin Neal
Luxembourg	Jacques F. Poos	Raymond Kirsch
Madagascar	Rakotovao Razakaboana	Rajaona Andriamananjara
Malawi	D. T. Matenje	Alfred A. Upindi
Malaysia	Tengku Razaleigh Hamzah	Abdullah bin Ayub
Mali	Ahmed Mohamed Ag Hamani	Tiéoura Koné
Mauritania	Abdoulaye Baro	Moustapha Ould Abeidarrahmane
Mauritius	Rabindrah Ghurburrun	Devarajen Soopramanien
Morocco	Abdellatif Ghissassi	Mustapha Faris
Nepal	Bhekh B. Thapa	Narakant Adhikary
Netherlands	F.H.J.J. Andriessen	J. de Koning
Niger	Mai Mai-Gana	Mahamane Annou
Nigeria	K.K.A. Keazor*	Musa Bello
Norway	Per Kleppe	Steinar Sørbotten*
Pakistan		A.G.N. Kazi
Romania	Florea Dumitrescu	Gheorghe Popescu
Senegal	Louis Alexandrenne	Serigne Lamine Diop
Seychelles	Guy Morel*	
Sierra Leone	A. B. Kamara	B. M. Strasser-King
Singapore	Hon Sui Sen	Howe Yoon Chong
Somalia	Mohamud Yusuf Weyrah	Omar Ahmed Omer
Sri Lanka	Ronnie de Mel	W. M. Tilakaratna
Sudan	Nasr Eldin Mustafa	Abdel Rahman Abdel-Wahab
Swaziland	James Nxumalo	V. E. Sikhondze
Sweden	Gösta Bohman	Ola Ullsten
Switzerland	Raymond Probst*	Roger Grossenbacher*
Togo	Koudjolou Dogo	Napo Kakaye
Trinidad and Tobago	Eric Williams	F. Barsotti
Tunisia	Mustapha Zaanouni	Rachid Star
Uganda	Moses Ali	Jino Geria
United Kingdom	Gordon Richardson	Sir Douglas Wass
United States	W. Michael Blumenthal	Richard N. Cooper
Upper Volta	Patrice Ouattara	Pierre Tahita
Western Samoa	Vaovasamania R. P. Phillips	Maiaa Iulai Toma
Yugoslavia	Momcilo Cemović	Miodrag Stojiljković
Zaire	Emony Mondanga	Asal B. Idzumbuir
Zambia	John M. Mwanakatwe	Lloyd C. Sichilongo

Secretary-General

A. Broches

<sup>1</sup>Except for the persons indicated by an asterisk (\*), the Representatives and Alternates named are, respectively, Governors or Alternate Governors of the Bank, serving *ex officio* on the Administrative Council, pursuant to Article 4(2) of the Convention.

## Annex 3

# List of the Members of the Panel of Conciliators and Arbitrators

(As of June 30, 1978)

## PART I. Designating Authority: Contracting State

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
<b>AUSTRIA</b>		
C	Dr. Ladislaus BLASCHEK Bundeskammer der gewerblichen Wirtschaft	Jul 3, 1984
C	Dr. Helmut HASCHEK Chairman, Board of Executive Directors, Oesterreichische Kontrollbank AG	Jul 3, 1984
A	Dr. Demetre KALUSSIS Em. Professor, Wirtschaftsuniversität	Jul 3, 1984
C	Dr. Werner MELIS Director, Austrian Federal Economic Chamber of Commerce	Jul 3, 1984
C	Dr. Wolfgang OEHLER Chief Manager, International Division, Oesterreichische Länderbank AG	Jul 3, 1984
A	Dr. Philipp RIEGER Board of Directors, Oesterreichische Nationalbank	Jul 3, 1984
A	Dr. Guido Nikolaus SCHMIDT-CHIARI Member of the Board, Creditanstalt-Bankverein	Jul 3, 1984
A	Dr. Fritz SCHOENHERR Professor, University of Vienna	Jul 3, 1984
<b>BELGIUM</b>		
A	Baron H.J.N. ANSIAUX Gouverneur honoraire de la Banque Nationale de Belgique	Jun 6, 1983
C	M. Paul H.F. CALLEBAUT Président de la Société Nationale de Crédit à l'Industrie	Dec 28, 1978
C	M. André DEQUAE Ancien Ministre, Président de la Chambre des Représentants	Dec 28, 1978
A	M. Franz DE VOGHEL Président de l'Institut de Réescompte et de Garantie	Jun 17, 1983
A	M. Robert P. HENRION Professeur d'Université	Jun 6, 1983
C	M. Maurits NAESSENS Président honoraire de la Banque de Paris et des Pays-Bas, Belgique	Dec 28, 1978
C	Professeur F. ROGIERS Professeur à l'Université de Gand	Jun 17, 1983
A	Baron J. VAN HOUTTE Ministre d'Etat et Ancien Premier Ministre	Jun 6, 1983
<b>BENIN, PEOPLE'S REPUBLIC OF</b>		
C	M. Antoine BOYA Administrateur civil en retraite	Nov 30, 1981
C	M. Pierre A.M. FOURN Président honoraire de la Chambre de Commerce et d'Industrie du R.P.B.	Nov 30, 1981
A	Me Louis IGNATIO-PINTO Juge à la Cour Internationale de Justice	Nov 30, 1981

\*C = Conciliator; A = Arbitrator.

\*\*Except as otherwise indicated by a footnote, each Panel Member is a national of the Contracting State which designated him.

\*\*\*Panel members whose terms have expired shall, in accordance with Article 15(3) of the Convention, continue in office until their successors have been designated.

**Annex 3** (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
<b>CENTRAL AFRICAN EMPIRE</b>		
A	M. Victor BOUCHER Directeur Général du Commerce et de l'Industrie	Aug 28, 1980
A	M. Célestin GAOMBALET Directeur au Commissariat au Trésor Public	Aug 28, 1980
C	M. Michel GRISS-BEMBE Procureur Général près de la Cour Suprême	Aug 28, 1980
C	M. Fidèle MANDABA-BORNOU Président de la Cour Suprême	Aug 28, 1980
C	M. Joseph MANDE-DJAPOU Conseiller à la Cour Suprême	Aug 28, 1980
C	M. SOBANGUE LEVY Conseiller à la Cour d'Appel	Aug 28, 1980
<b>CHINA</b>		
C	Mr. Hsioh-kwen SHAO Deputy Director-General, Board of Foreign Trade, Ministry of Economic Affairs	May 20, 1981
A	Mr. Paul Chung-Tseng TSAI Attorney-at-Law	May 20, 1981
A	Dr. Joseph K. TWANMOH Attorney-at-Law	May 20, 1981
C	Mr. Philip WANG Representative of Taiwan Investment Services	May 20, 1981
<b>CYPRUS</b>		
C A	Mr. Nicos G. DIMITRIOU Chairman, Electricity Authority of Cyprus	Jul 9, 1979
C A	Mr. Paschalis L. PASCHALIDES Executive Chairman, Hellenic Mining Co., Ltd.	Jul 9, 1979
C A	Mr. Criton G. TORNARITIS Attorney-General	Jul 9, 1979
C A	Mr. Michael A. TRIANTAFYLIDIS President, Supreme Court	Jul 9, 1979
<b>DENMARK</b>		
C A	Mr. I. FOIGHEL Professor, LL.D.	Aug 20, 1979
C A	Mr. Henning KROG High Court Judge	Aug 20, 1979
C A	Mr. Hans TOPSØE-JENSEN President, the Maritime and Commercial Court	Aug 20, 1979
C A	Mr. Jørgen TROLLE Retired President of the Supreme Court	Aug 20, 1979
<b>FINLAND</b>		
C A	Dr. Bengt H.G.A. BROMS Professor of International and Constitutional Law, University of Helsinki	Dec 6, 1980
<b>FRANCE</b>		
C A	M. Jean-Jacques DE BRESSON Conseiller d'Etat	Jun 17, 1980
A	M. René Jean DUPUY Professeur, Faculté de Droit et des Sciences Economiques de Nice	Jun 17, 1980
C	M. Jean PORTEMER Conseiller à la Cour de Cassation	Jun 17, 1980

(continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
FRANCE (continued)		
C A	M. Paul J.M. REUTER Professeur, Université de Droit, d'Economie et de Sciences Sociales de Paris	Jun 17, 1980
C	M. Henry TOUBAS Avocat Général à la Cour de Cassation	Jun 17, 1980
A	M. Michel VIRALLY Professeur à l'Université de Droit, d'Economie et de Sciences Sociales de Paris	Jun 17, 1980
GABON		
C A	M. Léon AUGE Ministre délégué à la Présidence de la République	Jun 24, 1978
C A	M. Jean-Pierre LEMBOUMBA Commissaire au Plan	Jun 24, 1978
C A	M. Marc MBA-NDONG Secrétaire Général du Ministère des Affaires Economiques, du Commerce et de l'Economie Rurale	Jun 24, 1978
C A	M. Jean François NTOUTOUME Secrétaire Général du Conseil Gabonais des Chargeurs	Jun 24, 1978
GERMANY		
C	Dr. Ernst G. BROEDER Vorstandsmitglied KfW	Apr 14, 1982
A	Dr. Ottoarndt GLOSSNER Chief Corporation Lawyer, AEG-Telefunken	Jul 29, 1982
A	Dr. Theodor HEINSIUS Chief Corporation Lawyer, Dresdner Bank AG	Jul 29, 1982
A	Prof. Dr. Günther JAENICKE	Apr 14, 1982
C	Dr. Paul KREBS Generalbevollmächtigter Deutsche Bank AG	Apr 14, 1982
A	Dr. Guenther SCHMIDT-RAENTSCH Director, Dept. for Civil Law, Federal Ministry of Justice	Jul 29, 1982
C	Mr. Rüdiger VON TRESCOW Geschäftsinhaber der Berliner Handels- und Frankfurter Bank	Apr 14, 1982
C	Dr. Hans A. WUTKE Member, Management Board, Dresdner Bank AG	Apr 14, 1982
GHANA		
A	The Hon. Mr. Justice I. K. ABBAN High Court Judge	Jun 30, 1983
C	Mr. A. E. ANIN Managing Director, Ghana Commercial Bank	Jun 30, 1983
C	Mr. J. ARTHUR Barrister-at-Law	Jun 30, 1983
A	Dr. S.K.B. ASANTE Deputy Attorney-General	Jun 30, 1983
C	The Hon. Mr. Justice G.R.M. FRANCOIS Judge of the Supreme Court	Jun 30, 1983
A	Dr. G. KORANTENG-ADDOW Attorney-General and Commissioner for Justice (Ghana)	Jun 30, 1983
C	Mr. T. A. TOTOE Barrister-at-Law	Jun 30, 1983
A	Mr. C.B.K. ZWENNES Barrister-at-Law	Jun 30, 1983



# **Annex 3** (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
<b>GUINEA</b>		
C A	M. Mamba SANO Assistant, Institut National des Recherches	Feb 10, 1975
C A	Me Sy Savane SOULEYMANE Inspecteur Général des Services d'Etat à la Présidence de la République de Guinée	Feb 10, 1975
<b>GUYANA</b>		
C	Mr. Hubert Oswald Earle BARKER, A.A. Retired Secretary to the Treasury	Jun 17, 1980
A	Mr. Brynmor T.I. POLLARD, A.A., S.C. Chief Parliamentary Counsel	Jun 17, 1980
<b>INDONESIA</b>		
C A	Mr. S. H. ATMODININGRAT Retired Senior Official, Ministry of Finance	Dec 31, 1975
C A	Mr. Byanti KHARMAWAN Executive Director, International Monetary Fund	Dec 31, 1975
C A	Prof. Dr. Mochtar KUSUMAATMADJA Professor of International Law	Dec 31, 1975
C A	Prof. R. SUBEKTI Chief Justice, Supreme Court of Justice	Dec 31, 1975
<b>JAMAICA</b>		
A	Mr. Harvey L. DA COSTA Barrister and Attorney-at-Law	Jul 10, 1973
C	Mr. Oswald H. DUNN Attorney-at-Law	Jul 10, 1973
C	Mr. Felix Malcolm FOX	Jul 10, 1973
C	Norman HILL, Esq., Q.C. Attorney-at-Law	Apr 16, 1981
C	Mr. Mayer Michael MATALON Director, Industrial Commercial Developments	Jul 10, 1973
A	David M. MUIRHEAD, Esq., Q.C., LL.B. Barrister-at-Law	Apr 16, 1981
A	Dr. Kenneth O. RATTRAY Privy Councillor	Jul 10, 1973
A	Mr. Deryck H.F. STONE Attorney-at-Law	Apr 16, 1981
<b>JAPAN</b>		
C	Mr. Morihisa EMORI Executive Vice-President, Mitsubishi Research Institute, Inc.	Dec 17, 1980
A	Mr. Junji HIRAGA President, Showa Electric Wire and Cable Co., Ltd.	Dec 17, 1980
A	Mr. Ichiro KATO Professor, Faculty of Law, University of Tokyo	Dec 17, 1980
A	Mr. Ichiro MATSUDAIRA Adviser, Board of Directors, Bank of Tokyo	Dec 17, 1980
A	Mr. Taiichiro MATSUO President of Marubeni Corporation	Dec 17, 1980
C	Mr. Hisashi MURATA Executive Vice-President, Mitsui and Co., Ltd.	Dec 17, 1980
C	Mr. Naokado NISHIHARA President, Dai-Ichi Mutual Fire and Marine Insurance Company	Dec 17, 1980
C	Mr. Kumao NISHIMURA Member, Permanent Court of Arbitration	Dec 17, 1980

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
JORDAN		
C A	Mr. Ahmad AL-KHALIL Advocate	Jun 20, 1979
C A	Mr. Faiq Farah HALAZUN Retired Judge, Supreme Court and High Court of Justice	Jun 20, 1979
C A	Dr. Hisham R. HASHEM Advocate	Jun 20, 1979
KENYA		
A	Mr. B. Mareka GECAGA Chairman and General Manager, B.A.T. Kenya Ltd.	Jul 25, 1973
A	Mr. James F.H. HAMILTON Advocate	Jul 25, 1973
C	Mr. Brian H. HOBSON Managing Director, East African Breweries Ltd.	Jul 25, 1973
C	Mr. Samuel N. WARUHIU Advocate	Jul 25, 1973
KOREA		
C	Mr. Kyoung Mo CHEUNG Attorney-at-Law	Jun 30, 1973
C	Mr. Won Hoon CHUNG Director and Deputy President, Korea Exchange Bank	Jun 30, 1973
A	Mr. Chong Dai KIM Executive Vice President, Korea Chamber of Commerce and Industry	Jun 30, 1973
C	Mr. Ip Sam KIM Deputy Chairman, The Federation of Korean Industries	Jun 30, 1973
C	Mr. Suk Yoon KOH Attorney-at-Law	Jun 30, 1973
A	Mr. Chang Soo LEE	Jun 30, 1973
A	Mr. Chung Soo OH Chairman, Board of Directors, Korean Arrowroot Fibre Craft Company, Ltd.	Jun 30, 1973
A	Mr. Pom Sik OH President, Honam Power Co., Ltd.	Jun 30, 1973
LESOTHO		
C A	The Hon. Mr. Justice J. T. MAPETLA Chief Justice of Lesotho	Aug 16, 1980
C A	The Hon. Mr. Justice M. P. MOFOKENG Puisne Judge	May 2, 1983
C	Mr. T. T. THAHANE Executive Director, World Bank Group	Aug 16, 1980
LUXEMBOURG		
C A	Dr. jur. Ernest ARENDT Avocat-avoué	Dec 30, 1981
C A	M. Alex BONN Avocat-avoué	Dec 30, 1981
C A	M. Joseph KAUFFMAN Docteur en Droit	Dec 30, 1981
C A	M. Fernand ZURN Avocat-avoué	Dec 30, 1981

# Annex 3 (continued)

CONTRACTING STATE Panel <sup>1</sup>	NAME** Title	Terminal Date of Designation***
<b>MADAGASCAR</b>		
A	M. Césaire MANJAKAVELO Magistrat-Avocat général	May 28, 1981
C	M. Zafimahery RAFAMATANANTSOA Avocat général à la Cour Suprême	May 28, 1981
A	M. Henri RAHARIJAONA Ambassadeur	May 28, 1981
C	M. Honoré RAKOTOMANANA Directeur Général des Finances au Ministère des Finances et du Plan	Jun 8, 1983
A	M. Justin RAKOTONIAINA Professeur de Droit des Affaires à la Faculté de Droit de Tananarive	May 28, 1981
C	M. Raymond RANJEVA Professeur Agrégé à l'Université de Madagascar	May 28, 1981
A	M. Edilbert RAZAFINDRALAMBO Premier Président de la Cour Suprême	May 28, 1981
C	M. TOAZARA Président du Conseil Supérieur des Institutions	May 28, 1981
<b>MAURITANIA</b>		
C A	M. Victor A.R. BERGER-VACHON <sup>1</sup> Professeur à la Faculté de Droit et des Sciences Economiques de Paris	Jul 31, 1973
C A	M. Pierre LAMPUE <sup>1</sup> Professeur honoraire à la Faculté de Droit et des Sciences Economiques de Paris	Jul 11, 1973
C A	M. Henry SOLUS <sup>1</sup> Professeur honoraire à la Faculté de Droit et des Sciences Economiques de Paris	Jul 11, 1973
C A	M. Georges E.H. VEDEL <sup>1</sup> Professeur à l'Université de Droit, d'Economie et de Sciences Sociales de Paris	Jul 11, 1973
<b>MAURITIUS</b>		
C A	Mr. Jean Marc DAVID, Q.C. Barrister	Jun 9, 1982
C A	Mr. A. Hamid MOOLLAN Barrister	Jun 9, 1982
<b>MOROCCO</b>		
C A	M. Bensalem AHMED Trésorier Général, Ministère des Finances	Aug 22, 1980
C A	M. Abdellaziz A. FILALI Premier Président de la Cour d'Appel de Casablanca	Aug 22, 1980
C A	M. Othmane SLIMANI Secrétaire Général du Ministère des Finances	Aug 22, 1980
C A	M. Ahmed ZEGHARI Premier Président de la Cour Spéciale de Justice	Aug 22, 1980
<b>NETHERLANDS</b>		
C	Prof. Mr. H. J. HOFSTRA Em. Professor of Law, University of Leyden	Jun 2, 1981
C	Dr. Marius W. HOLTROP Retired President, De Nederlandsche Bank N.V.	Jun 2, 1981
C	Prof. Dr. P. KUIN Professor of General Management at the Erasmus University	Jun 2, 1981

<sup>1</sup>Nationality: French.

(continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
NETHERLANDS (continued)		
C A	Prof. Mr. P. LIEFTINCK	Jun 2, 1981
A	Prof. Dr. Pieter SANDERS Professor at the Law Faculty of the Erasmus University	Jun 2, 1981
A	Prof. Dr. J. C. SCHULTSZ Professor at the Erasmus University	Jun 2, 1981
A	Mr. C.R.C. WIJCKERHELD BISDOM Barrister	Jun 2, 1981
NIGERIA		
C	Mr. Musa BELLO Permanent Secretary, Federal Ministry of Finance	Jun 21, 1983
C	Mr. Adamu CIROMA Governor of Central Bank of Nigeria	Jun 21, 1983
A	Mr. H. F. DAVID-WEST Deputy Solicitor-General of the Federation	Jun 21, 1983
A	Mr. Justice S. J. ECOMA Judge of the Cross River State	Jun 21, 1983
C	Mr. Anofi S. GUOBADIA Chairman/Managing Director, Maiden Electronics Works Ltd.	Jun 21, 1983
A	Mr. O. JEMIYO Principal State Counsel	Jun 21, 1983
C	Dr. Michael OMOLAYOLE Chairman, Lever Brothers Nigeria Limited	Jun 21, 1983
A	Mr. Kehinde SOFOLA Private Legal Practitioner	Jun 21, 1983
NORWAY		
C A	Mr. Per BRUNSVIG Doctor juris, Barrister of the Supreme Court	May 22, 1980
C A	Mr. Oscar C. GUNDERSEN Supreme Court Judge	May 22, 1980
C A	Mr. Jens Chr. HAUGE Barrister of the Supreme Court	May 22, 1980
C A	Mr. Axel HEIBERG Supreme Court Judge	May 22, 1980
PAKISTAN		
A	Mr. Malik Abdul HAMID Retired High Court Judge	Jul 4, 1979
C	Mr. Quazi Mohammad ISA Barrister-at-Law	Jul 4, 1979
C	Mr. Malik Mohammad JAFFAR Advocate	Aug 18, 1981
C	Mr. Mohammad Afzal KHAN Retired High Court Judge	Jul 4, 1979
A	Justice Feroze NANA Retired Judge	Aug 9, 1979
A	Mrs. Rashida PATEL Advocate	Aug 18, 1981
C	Mr. A. A. ZARI Advocate	Aug 18, 1981
A	Mr. Mian ZIAUD-DIN Barrister-at-Law	Aug 18, 1981

# Annex 3 (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
<b>ROMANIA</b>		
A	Mrs. Florica ANDREI Member of the Supreme Court	Dec 4, 1981
A	Mr. Virgil ANTON Member of the Supreme Court	Dec 4, 1981
C	Mr. Constantin BEJENARU Counsellor at the Legislative Council	Dec 4, 1981
C	Mr. Nicolae DUTA Deputy Director, Ministry of Finance	Dec 4, 1981
A	Mr. Ioan FILIP Counsellor at the Legislative Council	Dec 4, 1981
A	Mr. Teodor PETRESCU Chief Justice, Constantza County Court	Dec 4, 1981
C	Mr. Teofil POP Deputy Director, Ministry of Justice	Dec 4, 1981
C	Mr. Romul VONICA Chief Justice, Jassy County Court	Dec 4, 1981
<b>SENEGAL</b>		
A	M. Hamet DIOP Directeur Général de la Banque Nationale de Développement	May 21, 1973
A	M. Kéba M'BAYE Premier Président de la Cour Suprême	May 21, 1973
A	M. Amadou Tidiane NDIAYE Directeur du Financement du Plan	Mar 8, 1983
A	M. Amadou SOW Directeur Général de l'Union Sénégalaise de Banque	May 21, 1973
<b>SRI LANKA</b>		
A	Mr. Hector ABHAYAVARDHANA Chairman, People's Bank	Jun 10, 1974
C	Mr. R. H. DE MEL	Jun 10, 1974
C	Mr. Tilak E. GOONERATNE Ambassador for Sri Lanka to the EEC and Benelux	Jun 10, 1974
C	Mr. Chelliah LOGANATHAN Retired General Manager, Development Finance Corporation of Sri Lanka	Jun 10, 1974
A	Mr. Miliani C. SANSONI Retired Chief Justice, Supreme Court of Sri Lanka	Jun 10, 1974
A	Mr. N. SINNETAMBY Retired Justice, Supreme Court of Sri Lanka	Jun 10, 1974
C	Mr. Lionel A. WEERASINGHE Retired Auditor General of Sri Lanka	Jun 10, 1974
A	Mr. H.W.R. WEERASOORIYA Retired Justice, Supreme Court of Sri Lanka	Jun 10, 1974
<b>SWEDEN</b>		
C	Mr. Gunnar GLIMSTEDT General Counsel and Director of Aktiebolaget Svenska Kullagerfabriken	Sep 6, 1979
C	Mr. Ove KJELLGREN Vice-President Administration, Luossavaara-Kiirunavaara AB	Sep 6, 1979
A	H. E. Gunnar LAGERGREN Marshal of the Realm	Sep 6, 1979
C	Mr. Erik LEIJONHUFVUD (LIONHEAD) Adviser	Sep 6, 1979

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
SWEDEN (continued)		
A	Mr. Sten RUDHOLM	Sep 6, 1979
C	Mr. Sten SILJESTRÖM Corporate General Counsel and Vice-President of ASEA AB	Sep 6, 1979
A	Mr. Ivan WALLENBERG President, Supreme Restitution Court for Berlin	Sep 6, 1979
SWITZERLAND		
C	M. Gérard BAUER Président de la Fédération horlogère suisse	Jul 31, 1983
A	M. l'Ambassadeur R. L. BINDSCHIEDLER Jurisconsulte du Département Politique Fédéral	Nov 27, 1980
A	M. Pierre CAVIN Juge fédéral	Jul 31, 1983
A	M. Pierre A. LALIVE Professeur à l'Université de Genève et à l'Institut Universitaire de Hautes Etudes Internationales	Nov 27, 1980
C	M. Guido LEPORI Ancien Ambassadeur de Suisse	Nov 27, 1980
C	M. Pierre Jean POINTET Professeur à l'Université de Neuchâtel	Nov 27, 1980
A	M. Alfred E. VON OVERBECK Professeur et Recteur de l'Université de Fribourg	Nov 27, 1980
TOGO		
C A	Me Ayité D'ALMEIDA Avocat Défenseur, Barreau de Lomé	July 18, 1984
C A	Me Bebi OLYMPIO Magistrat, Conseiller juridique, Ministère du Travail et de la Fonction Publique	July 18, 1984
C A	Me Aregba POLO Procureur de la République	July 18, 1984
C A	Me Anani SANTOS Avocat Défenseur, Barreau de Lomé	July 18, 1984
TUNISIA		
A	M. Moncef BEL HADJ AMOR Ministre Chargé des Relations avec l'Assemblée Nationale et Secrétaire Général du Gouvernement	Jan 29, 1979
C	M. Hassen BELKHODJA Président Directeur Général de la Société Tunisienne de Banque	Jan 29, 1979
C	M. Moncef BELKHODJA Président Directeur Général de la Banque Nationale de Tunisie	Jan 29, 1979
C	M. Mohamed BOUSBIA Directeur Général de la Banque Centrale de Tunisie	Jan 29, 1979
C	M. Khaled CHAABOUNI Directeur des Investissements au Ministère du Plan	Jan 29, 1979
A	M. Mohamed Hédi ENNIFER Président Directeur Général de la Société Tunisienne d'Assurance et de Réassurance	Jan 29, 1979
A	M. Kamel GORDAH Directeur des Conventions et du Contentieux de l'Etat	Jan 29, 1979
A	M. Mohamed SNOUSSI	Jan 29, 1979



# Annex 3 (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
UGANDA		
A	Mr. Godfrey L. BINAISA, Q.C. Barrister	Oct 30, 1973
A	Mr. Tom Walter BURUKU Leaf Manager, B.A.T. (Uganda) Ltd.	Mar 28, 1979
C	Mr. Y. KYESIMIRA Lecturer in Economics, Makerere University	Oct 30, 1973
A	Mr. C. MBOIJANA Barrister	Oct 30, 1973
C	Mr. D.J.K. NABETA Chairman/Managing Director, National Insurance Corporation	Oct 30, 1973
C	Mr. Semei NYANZI Chairman of Uganda Development Corporation	Oct 30, 1973
C	Dr. J. J. OLOYA	Oct 30, 1973
UNITED KINGDOM		
A	Mr. Maurice E. BATHURST, C.M.G., C.B.E., Q.C. Barrister	Aug 1, 1980
A	The Hon. Sir Robert L. A. GOFF, D.C.L. High Court Judge	Aug 1, 1980
C	Lord GREENWOOD OF ROSSENDALE, P.C., J.P. Pro-Chancellor, University of Lancaster; Chairman, Local Government Staff Commission	Aug 9, 1980
A	Mr. Charles Eliot JAUNCEY, Q.C. Advocate	Aug 1, 1980
C	The Rt. Hon. Aubrey JONES, P.C. Economist; Consultant	Aug 9, 1980
A	Mr. Elihu LAUTERPACHT, Q.C. Barrister	Aug 1, 1980
C	Sir Frederick (Cecil) MASON, K.C.V.O., C.M.G. Director, New Court Natural Resources Ltd.	Aug 9, 1980
C	The Hon. A. Maxwell STAMP Chairman, Maxwell Stamp Associates Ltd.	Aug 9, 1980
UNITED STATES OF AMERICA		
C	Mr. Nathaniel J. ELY Attorney and Counselor-at-Law	Aug 2, 1980
C	Mr. William H.G. FITZGERALD First Vice-President, Hornblower and Weeks-Hemphill, Noyes, Inc.	Aug 2, 1980
A	Mr. Dixon HARWIN Professor of Economics, Glendale College	Aug 2, 1980
A	Mr. John Finley HOTCHKIS Vice-President, Everett Harris and Co.	Aug 2, 1980
C	Mr. Gilbert L. MATON	Aug 2, 1980
C	The Hon. Betty Southard MURPHY Chairman, National Labor Relations Board	Aug 2, 1980
A	Mr. Henry SALVATORI Chairman of the Board, Grant Oil Tool Company	Aug 2, 1980
A	Mr. Henry E. SEYFARTH Attorney	Aug 2, 1980
UPPER VOLTA		
C A	M. James LECARDEUR <sup>1</sup> Inspecteur Général d'Etat	May 31, 1973
C A	M. Hyacinthe OUEDRAOGO	May 31, 1973

(continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
UPPER VOLTA (continued)		
C A	M. K. Lazara SORE Directeur du Commerce, Ministère des Finances et du Commerce	May 31, 1973
C A	M. Charles S. TRAORE Président de la Cour Suprême	May 31, 1973
YUGOSLAVIA		
C A	Prof. Dr. Ksente BOGOEV Professor, Faculty of Economics, Skopje University	Jan 15, 1974
C A	Prof. Dr. Stojan CIGOJ Professor, Faculty of Laws, Ljubljana University	Jan 15, 1974
C A	Prof. Dr. Aleksandar GOLDŠTAJN Professor, Faculty of Laws, Zagreb University	Jan 15, 1974
C A	Prof. Dr. Vladimir JOVANOVIĆ Professor, Faculty of Laws, Belgrade University	Jan 15, 1974

## PART II. Designating Authority: Chairman of the Administrative Council

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
A	Mr. Fuad ROUHANI <sup>1</sup> Ambassador	Nov 19, 1980

<sup>1</sup>Nationality: Iranian.

## Annex 4

## Provisions Relating to ICSID in International Agreements and National Investment Laws

(As of June 30, 1978)

## Part I: Provisions Relating to ICSID in International Agreements

Parties to Treaty	Dates			Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application	Entry into Force				
Austria/Romania	Sept. 30, 1976		Nov. 8, 1977	Reciprocal Promotion, Protection and Guarantee of Investments	German Romanian	I.L.W. (Romania) B.G.B. (Austria) 162, No. 553, p. 3543 of Nov. 25, 1977	(to be published) Art. 5
Belgium/Indonesia	Jan. 15, 1970	Jan. 15, 1970	June 17, 1972	Encouragement and Reciprocal Protection of Investments	English	I.L.W. (Indonesia) Moniteur Belge (Belgium) Aug. 31, 1972, p. 9449	Section 1:4C-4.1 Art. 10
Belgium/Korea	Dec. 20, 1974	Dec. 20, 1974	Sept. 3, 1976	Encouragement and Reciprocal Protection of Investments	English	I.L.W. (Korea) Moniteur Belge (Belgium) Sept. 24, 1976, p. 12018	(to be published) Art. 8
Belgium/Zaire	Mar. 28, 1976		Jan. 1, 1977	Reciprocal Encouragement of Investments	French	I.L.W. (Zaire) Moniteur Belge (Belgium) Aug. 28, 1976, p. 10752	Section 9:4E-4.1 Art. 8
Belgo-Luxembourg Economic Union/Korea	Dec. 20, 1974	Dec. 20, 1974	Sept. 3, 1976	Encouragement and Reciprocal Protection of Investments	English	I.L.W. (Korea) Moniteur Belge (Belgium) Sept. 24, 1976, p. 12018	Section 12:4G-4.2 Art. 8
Cameroon/Netherlands	Feb. 26, 1971 Mar. 12, 1971		June 23, 1973	Exchange of Letters, addition to the Agreement on Economic and Technical Cooperation	French	I.L.W. (Cameroon) Tractatenblad (Netherlands) 1971, No. 108	Appendix to Part 4C of Title 29 Art. 6 ter
Chad/Italy	June 11, 1969			Protection and Promotion of Capital Investments	French Italian	I.L.W. (Chad) (not yet published in Official Gazette)	(to be published) Art. 7

Egypt/France	Dec. 22, 1974	Dec. 22, 1974	Oct. 1, 1975	Encouragement and Reciprocal Protection of Investments	French	ILL.W. (Egypt) Official Gazette (France) Nov. 8, 1975, p. 11486	Section 14:4F-4.1 Section 14:4F-5.1 Art. 7 Art. 8 Art. 9
Egypt/Romania	May 10, 1976		Jan. 22, 1977	Reciprocal Promotion and Guarantee of Investments	Arab English Romanian	ILL.W. (Romania) Official Bulletin (Romania) No. 93 of Nov. 4, 1976	(to be published) Art. 3
Egypt/United Kingdom	June 11, 1975	June 11, 1975	Feb. 24, 1976	Promotion and Protection of Investments	English	ILL.W. (Egypt) U.K. Doc.-Egypt No. 3 (1975) CMND 6141	Section 14:4E-4.1 Art. 8
France/Egypt (see Egypt/France)							
France/Indonesia	June 14, 1973	June 14, 1973	April 29, 1975	Encouragement and Protection of French Investments in Indonesia	English French	ILL.W. (Indonesia) Official Gazette (France) Aug. 1, 1975, p. 7820	Section 1:4H-3.2 Section 1:4H-5.2 Art. 3 Art. 5
France/Korea	Jan. 22, 1975		Jan. 22, 1975	Encouragement and Protection of French Investments in Korea	French Korean	ILL.W. (Korea) Official Gazette (France) May 7, 1975, p. 4628	Section 12:4F-4.1 Art. 2
France/Malaysia	April 24, 1975		Sept. 1, 1976	Guaranty of Investments	Bahasa-Malaysia French	ILL.W. (Malaysia) (not yet published in Official Gazette)	Section 5:4E-4.1 Section 5:4E-5.1 Art. 5 Art. 6
France/Mauritius	Mar. 22, 1973		Mar. 1, 1974	Protection of Investments	French	ILL.W. (Mauritius) Official Gazette (France) May 18, 1974, p. 5367	(to be published) Art. 9
France/Morocco	July 15, 1975		Dec. 13, 1976	Reciprocal Protection, Encouragement and Guaranty of Investments	Arab French	ILL.W. (Morocco) (not yet published in Official Gazette)	Section 23:4E-4.1 Art. 10

\*ILL.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

Parties to Treaty	Dates			Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application	Entry into Force				
France/Romania	Dec. 16, 1976			Reciprocal Encouragement, Protection and Guarantee of Investments	French Romanian	I.L.W. (Romania) (not yet published in Official Gazette)	(to be published) Art. 8
France/Singapore	Sept. 8, 1975		Oct. 18, 1976	Promotion and Protection of Investments	English French	I.L.W. (Singapore) Government Gazette (Singapore) Nov. 7, 1975, No. 31, p. 17	Section 36:4E-4.2 Art. 6 Art. 7(2)
France/Tunisia	June 30, 1972		June 30, 1972	Protection of Investments	French	I.L.W. (Tunisia) Official Gazette (France) Oct. 28, 1972, No. 253, p. 11309	Section 3:4D-5.1 Art. 2 Art. 3
France/Yugoslavia	Mar. 28, 1974		Mar. 3, 1975	Protection of Investments	French	I.L.W. (Yugoslavia) Official Gazette (Yugoslavia) 1975, No. 4 Official Gazette (France) May 12-13, 1975, p. 481359	Section 7:4B-5.1 Section 7:4B-5.2 Art. 2 Art. 7
France/Zaire	Oct. 5, 1972		Mar. 1, 1975	Protection of Investments	French	I.L.W. (Zaire) Official Gazette (Zaire) Sept. 16, 1975, p. 9507	Section 9:4D-4.1 Art. 9
Germany/Ivory Coast	Oct. 27, 1966		June 10, 1968	Encouragement and Mutual Protection of Capital Investments	French German	I.L.W. (Ivory Coast) B.G.B. (Germany) 1-1968-II-p. 61	Section 10:4D-4.1 Art. 11(6)

Indonesia/Belgium  
(see Belgium/  
Indonesia)

Indonesia/France (see France/ Indonesia)	July 7, 1968	July 7, 1968	July 17, 1971	Economic Cooper- ation	English	I.L.W. (Indonesia) Tractatenblad (Netherlands) 1968, No. 88	Section 1:4D-4.1 Art. 11 Protocol
Indonesia/Netherlands	July 7, 1968	July 7, 1968	July 17, 1971	Economic Cooper- ation	English	I.L.W. (Indonesia) Tractatenblad (Netherlands) 1968, No. 88	Section 1:4D-4.1 Art. 11 Protocol
Indonesia/United Kingdom	April 27, 1976	April 27, 1976	Mar. 24, 1977	Promotion and Pro- tection of Invest- ments	English	I.L.W. (Indonesia) U.K. Doc.-Indonesia No. 1 (1976) CMND 6490	Section 1:4I-4.1 Art. 7
Italy/Chad (see Chad/Italy)							
Italy/Ivory Coast	July 23, 1969	July 23, 1969		Protect and Pro- mote Capital In- vestments	French	I.L.W. (Ivory Coast) Official Gazette (Ivory Coast) Sept. 23, 1971, p. 1389	Section 10:4E-4.1 Art. 7
Italy/Romania	Jan. 14, 1977	Jan. 14, 1977		Reciprocal Promo- tion and Guarantee of Investments	Italian Romanian	I.L.W. (Romania) (not yet published in Official Gazette)	(to be published) Art. 4
Ivory Coast/Germany (see Germany/ Ivory Coast)							
Ivory Coast/Italy (see Italy/Ivory Coast)							
Ivory Coast/Netherlands	Dec. 31, 1971	Dec. 31, 1971		Additional Protocol to the Agreement on Economic and Technical Cooper- ation	French	I.L.W. (Ivory Coast) Tractatenblad (Netherlands) 1972, No. 21	Appendix to Part 4C of Title 10 Art. 2
Kenya/Netherlands	Sept. 11, 1970	Sept. 11, 1970		Economic Cooper- ation	English	I.L.W. (Kenya) Tractatenblad (Netherlands) 1970, No. 166	Section 11:4C-4.1 Art. 11

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Parties to Treaty	Dates		Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application				
Korea/Belgium (see Belgium/Korea)						
Korea/Belgo-Luxembourg Economic Union (see Belgo-Luxembourg Economic Union/Korea)						
Korea/France (see France/Korea)						
Korea/Netherlands	Oct. 16, 1974		Promotion of Investments	English	I.L.W. (Korea) Tractatenblad (Netherlands) 1974, No. 220	Section 12:4D-4.1 Art. 6
Korea/United Kingdom	Mar. 4, 1976		Promotion and Protection of Investments	English Korean	I.L.W. (Korea) Treaty Series (U.K.) No. 45 (1976) CMND 6510	Section 12:4E-4.1 Art. 8
Malaysia/France (see France/Malaysia)						
Malaysia/Netherlands	June 15, 1971		Economic Cooperation	Bahasa-Malaysia Dutch English	I.L.W. (Malaysia) Tractatenblad (Netherlands) 1971, No. 152	Section 5:4D-4.2 Art. 12
Mauritius/France (see France/Mauritius)						
Morocco/France (see France/Morocco)						
Morocco/Netherlands	Dec. 23, 1971	Dec. 23, 1971	Economic Cooperation	French	I.L.W. (Morocco) Tractatenblad (Netherlands) 1972, No. 14	Section 23:4D-4.1 Art. 13



## Annex 4 (continued)

Parties to Treaty	Dates			Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application	Entry into Force				
Netherlands/Uganda	April 24, 1970			Economic Cooperation	English	I.L.W. (Uganda) Tractatenblad (Netherlands) 1970, No. 87	Section 15:4C-4.1 Art. 12
Netherlands/Yugoslavia	Feb. 16, 1976		April 1, 1977	Protection of Investments	English	I.L.W. (Yugoslavia) Tractatenblad (Netherlands) 1976, No. 40; No. 36 of Feb. 23, 1977	Section 7:4C-4.1 Art. 6
Romania/Austria (see Austria/Romania)							
Romania/Egypt (see Egypt/Romania)							
Romania/France (see France/Romania)							
Romania/Italy (see Italy/Romania)							
Romania/United Kingdom	Mar. 19, 1976		Nov. 22, 1976	Reciprocal Promotion and Protection of Investments	English Romanian	I.L.W. (Romania) Official Bulletin (Romania) No. 70 of July 14, 1976	(to be published) Art. 4
Senegal/Netherlands (see Netherlands/Senegal)							
Singapore/France (see France/Singapore)							
Singapore/Netherlands (see Netherlands/Singapore)							
Singapore/United Kingdom	July 22, 1975		July 22, 1975	Promotion and Protection of Investments	English	I.L.W. (Singapore) Treaty Series (U.K.) No. 151 (1975) CMND 6300	Section 36:4D-4.1 Art. 8

Tunisia/France  
(see France/Tunisia)

Tunisia/Netherlands  
(see Netherlands/  
Tunisia)

Uganda/Netherlands  
(see Netherlands/  
Uganda)

United Kingdom/Egypt  
(see Egypt/  
United Kingdom)

United Kingdom/  
Indonesia  
(see Indonesia/United  
Kingdom)

United Kingdom/Korea  
(see Korea/United  
Kingdom)

United Kingdom/Romania  
(see Romania/  
United Kingdom)

United Kingdom/  
Singapore  
(see Singapore/  
United Kingdom)

Yugoslavia/France  
(see France/  
Yugoslavia)

Yugoslavia/Netherlands  
(see Netherlands/  
Yugoslavia)

Zaire/Belgium  
(see Belgium/Zaire)

Zaire/France  
(see France/Zaire)

\*I.L.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

## Annex 4

## Part II: Provisions Relating to ICSID in National Investment Laws

Country	Title	Date	Language of Original Text	Reference*	Provisions Relating to ICSID
Afghanistan	Foreign and Domestic Private Investment Law	Feb. 20, 1967	Dari	I.L.W. (Afghanistan) Official Gazette (Afghanistan) Feb. 20, 1967, No. 72	Section 16:2A-10.1 Art. 19
Benin, People's Republic of	Order No. 72-1 of January 8, 1972, Relating to the Investment Code	Jan. 8, 1972	French	I.L.W. (Benin) Official Gazette (Benin) March 1, 1972	Section 30:2A-10.1 Art. 51
Congo, People's Republic of the	Order No. 11/73 of April 26, 1973, Relating to the Investment Code	April 26, 1973	French	I.L.W. (Congo) Official Gazette (Congo) May 1, 1973	Section 38:2A-10.2 Art. 47
Egypt, Arab Republic of	Law No. 43 of 1974 Concerning the Investment of Arab and Foreign Funds and the Free Zones	June 19, 1974	Arab	I.L.W. (Egypt) Official Gazette (Egypt) June 27, 1974, No. 26	Section 14:2A-10.1 Art. 8
Ghana	Capital Investments Decree, 1973	Jan. 9, 1973	English	I.L.W. (Ghana) N.R.C.D. (Ghana) No. 141	Section 4:2A-10.1 Art. 11
Madagascar	Order No. 73-057 Relating to the Investments Code	Sept. 19, 1973	French Malagasy	I.L.W. (Madagascar) Official Gazette (Madagascar) Sept. 21, 1973, p. 3022	Section 26:2A-12.1 Preamble
Niger	Law No. 74-18 of March 11, 1974, Amending Laws No. 68-24 of July 31, 1968, and No. 71-2 of January 29, 1971, Relating to the Investment Code of Niger	Mar. 11, 1974	French	I.L.W. (Niger) Official Gazette (Niger) March 15, 1974	Section 25:2B-10.1 Art. 27
Senegal	Law No. 74-06 of April 22, 1974, Concerning the Industrial Free Zone of Dakar	April 22, 1974	French	I.L.W. (Senegal) Official Gazette (Senegal) May 18, 1974, No. 4356, pp. 740-745	Section 21:2C-10.1 Art. 31

Sri Lanka	Greater Colombo Economic Commission Law, No. 4 of 1978	Jan. 31, 1978	English	I.L.W. (Sri Lanka) Official Gazette (Sri Lanka)	(to be published) Art. 26
Tunisia	Law No. 69-35 of June 26, 1969, Relating to the Investment Code	June 26, 1969	Arab	I.L.W. (Tunisia) Official Gazette (Tunisia) June 27, 1969, No. 24, p. 766	Section 3:2A-10.1 Art. 20
Upper Volta	Order No. 70-74 PRES. PL. TP. of December 31, 1970, Relating to the Investment Code of the Republic of Upper Volta	Dec. 31, 1970	French	I.L.W. (Upper Volta) Official Gazette (Upper Volta) Jan. 14, 1971, p. 32	Section 49:2A-10.1 Art. 21
Zaire	Law No. 69-032 of June 26, 1969, Relating to the Investment Code	June 26, 1969	French	I.L.W. (Zaire) Moniteur Congolais (Zaire) Nov. 1, 1969, No. 21	Section 9:2A-10.2 Art. 30 Explanatory Statement

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## **Resolutions of the Administrative Council**

The following resolutions were adopted by the Administrative Council at its Eleventh Annual Meeting on September 29, 1977:

### **AC(11)/RES/34—APPROVAL OF THE ANNUAL REPORT**

The Administrative Council

#### **RESOLVES**

To approve the Eleventh Annual Report on the Operation of the Centre as set forth in the attachment to document AC/77/6.

### **AC(11)/RES/35—ADOPTION OF BUDGET FOR FISCAL YEAR 1978**

The Administrative Council

#### **RESOLVES**

To adopt, for the period July 1, 1977, to June 30, 1978, the budget of revenues and expenditures set forth in paragraph 1 of document AC/77/2.

### **AC(11)/RES/36—INVITATION TO THE REPUBLIC OF SEYCHELLES TO SIGN THE CONVENTION**

The Administrative Council

#### **RESOLVES**

To invite the Republic of Seychelles to sign the Convention on the Settlement of Investment Disputes between States and Nationals of Other States as set forth in Document AC/77/4.

### **AC(11)/RES/37—ADMINISTRATION OF PROCEEDINGS OUTSIDE THE SCOPE OF ARTICLE 25 OF THE CONVENTION BY THE SECRETARIAT OF THE CENTRE**

The Administrative Council,

Having noted the Draft Proposal for the Establishment of an Additional Facility set out in Doc. AC/77/1, dated May 13, 1977 and the Secretary-General's Report and Recommendations on the same subject (Doc. AC/77/5), dated September 6, 1977,

Requests the Secretary-General to prepare a detailed Proposal for submission to the Council at its Twelfth Annual Meeting and, in order to secure wide acceptance of the proposal, to circulate during the year drafts to the members of the Council for the comments of their governments.

## Annex 6

### Financial Statement

Expressed in United States dollars

YEAR ENDED JUNE 30, 1978

Expenditures on behalf of Centre by International Bank for Reconstruction and Development:	
Staff personal services .....	\$ 82,576
Contractual services, travel and miscellaneous. ....	105,095
Printing. ....	10,613
	<u>\$198,284</u>
Less: Reimbursements by Centre from sale of publications and registration fees .....	(6,367)
	<u>\$191,917</u>
Contribution of services to Centre by International Bank for Reconstruction and Development. ....	
	<u>(191,917)</u>
	<u>—</u>
Fund balance, beginning of year. ....	\$ 70,516
Advances to and receivables due Centre from parties to arbitration proceedings and International Bank for Reconstruction and Development. ....	56,955
Disbursements by Centre for fees and expenses for arbitration proceedings .....	(105,810)
Fund balance, end of year .....	<u>\$ 21,661</u>
Fund balance represented by cash advances and receivables from:	
Parties to arbitration proceedings. ....	\$ 9,013
International Bank for Reconstruction and Development. ....	12,648
	<u>\$ 21,661</u>

#### Note

The Memorandum of Administrative Arrangements between the Centre and the International Bank for Reconstruction and Development (the Bank) which became effective as of October 14, 1966, provides, *inter alia*, that, except to the extent that the Centre may be reimbursed by the parties to proceedings for fees and expenses of members of Conciliation Commissions, Arbitral Tribunals or Committees of Arbitrators, the Bank shall provide the following services and facilities to the Centre without charge:

(1) The services of staff members and consultants;

(2) Other administrative services and facilities, such as travel, communication facilities, office accommodations, furniture, equipment, supplies and printing.

The reported expenditures on behalf of the Centre represent the value of the services provided by the Bank and include only those amounts identified by the Bank as being directly related to the Centre and, accordingly, do not include any indirect or overhead costs of the Bank.

The Bank has not made a direct cash contribution to the Centre. The reported contribution of \$191,917 is equal to the value of services provided by the Bank on behalf of the Centre, less reimbursements by the Centre from its sale of publications and registration fees.

The Centre's expenses which are attributable to arbitration proceedings are borne by the parties in accordance with the Centre's Administrative and Financial Regulations. In accordance with these Regulations, the Secretary-General calls on the parties to make advance deposits with the Centre from time to time to defray these expenses. At June 30, 1978, there were three such arbitration proceedings for which the Centre held advance deposits from the parties involved to cover expenses, including approximately \$4,978 held for one of these proceedings which was discontinued during the year and which will be refunded to the parties. In addition, there were two other proceedings for which no advance deposit had been received.

### Report of Independent Accountants

TO INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES  
WASHINGTON, D.C.

In our opinion, the accompanying financial statement presents fairly the information shown therein for the International Centre for Settlement of Investment Disputes for the year ended June 30, 1978, in conformity with generally accepted accounting principles and with the Administrative Arrangements between the International Bank for Reconstruction and Development and the International Centre for Settlement of Investment Disputes, as discussed in the Note to the accompanying statement. Our examination of this statement was made in accordance with generally accepted auditing standards and accordingly included such tests of the accounting records and such other auditing procedures as we considered necessary in the circumstances.

1801 K Street, N.W., Washington, D.C. 20006  
July 31, 1978

PRICE WATERHOUSE & CO.



**Publications of ICSID**

ICSID /1	Provisional Regulations and Rules (Superseded by ICSID /4/ Rev.1)
ICSID /2	Convention on the Settlement of Investment Disputes between States and Nationals of Other States, and Accompanying Report of the Executive Directors of the International Bank for Reconstruction and Development (English, French, Spanish)
ICSID /3	List of Contracting States and Other Signatories of the Convention (English, French)
ICSID /4/ Rev.1	Regulations and Rules (English, French)
ICSID /5	Model Clauses Recording Consent to the Jurisdiction of the International Centre for Settlement of Investment Disputes (English, French)
ICSID /6	Model Clauses Relating to the Convention on the Settlement of Investment Disputes Designed for Bilateral Investment Treaties (English, French)
ICSID /7	Publications of ICSID (English, French)
ICSID /8	Contracting States and Actions Taken by Them Pursuant to the Convention (English, French)
ICSID /9	Provisions Relating to ICSID in International Agreements and National Investment Laws (English, French)
ICSID /10	List of the Members of the Panels of Conciliators and Arbitrators (English, French)

### **Legal Bibliography Relating to the Centre**

The following publication concerning the Centre, in addition to those listed in the first eleven Annual Reports, has come to the attention of the Secretariat:

Broches, A.

"The International Centre for Settlement of Investment Disputes"

*Handbook of Institutional Arbitration in International Trade* (North-Holland, Oxford 1977)

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**ICSID**

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