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**GOVERNING COUNCIL**  
**93<sup>rd</sup> session**  
**Rome, 7 - 10 May 2014**

UNIDROIT 2014  
C.D. (93) 1  
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**ANNOTATED DRAFT AGENDA**

1. Adoption of the annotated draft agenda (C.D. (93) 1)
2. Appointments (C.D. (93) 1)
  - (a) First and Second Vice-Presidents of the Governing Council
  - (b) Members *ad honorem* of the Governing Council
  - (c) Members of the Permanent Committee
3. Reports
  - (a) Annual Report 2013 (C.D. (93) 2)
  - (b) Report on the Uniform Law Foundation
4. International Commercial Contracts - Possible future work on long-term contracts (C.D. (93) 3)
5. International Interests in Mobile Equipment
  - (a) Implementation and status of the Luxembourg Rail Protocol and of the Space Protocol (C.D. (93) 4(a))
  - (b) Possible preparation of other Protocols to the Cape Town Convention, in particular on agricultural, mining and construction equipment (C.D. (93) 4(b))
6. Transactions on Transnational and Connected Capital Markets - Principles and Rules Capable of Enhancing Trading in Securities in Emerging Markets (C.D. (93) 5)
7. Private Law and Agricultural Development - Preparation of a Legal Guide on Contract Farming (C.D. (93) 6)
8. Transnational civil procedure - formulation of regional rules (C.D. (93) 7)
9. Promotion of UNIDROIT instruments (C.D. (93) 8)

10. Correspondents (C.D. (93) 9)
11. Library and research activities (C.D. (93) 10)
12. UNIDROIT information resources and policy (C.D. (93) 11)
13. Work Programme for the triennial period 2014 – 2016 (C.D. (93) 12)
14. Preparation of the draft budget for the 2015 financial year (C.D. (93) 13)
15. Date and venue of the 94<sup>th</sup> session of the Governing Council (C.D. (93) 1)
16. Any other business
17. International Colloquium “20 Years of UNIDROIT Principles of International Commercial Contracts: Experiences and Prospects” (9 and 10 May 2014)

## ANNOTATIONS

### Item No. 2 – Appointments

#### (a) First and Second Vice-Presidents of the Governing Council

1. Since 1977, the Governing Council has at its annual session elected a First and a Second Vice-President who, in accordance with Article 11 of the Regulations of the Institute, hold office until the following session. At present, the post of First Vice-President is occupied by the *doyen* of the Council and that of Second Vice-President by one of the most senior Council members, the latter on the basis of the criterion of rotation since 1994.

#### (b) Members *ad honorem* of the Governing Council

2. It is a well-established tradition that, at the first Council session held after their membership has ceased, former members of the Governing Council are appointed members of the Governing Council *ad honorem* in recognition of their services to the Institute.

3. The Governing Council is invited to appoint the following as members *ad honorem*: Chief Michael Kaase Aondoakaa, Mr Antonio Paulo Cachapuz de Medeiros, Mr Sergio Carbone, Mr Sergiu Deleanu, Mr Michael B. Elmer, Mr Ian Govey, Mr Attila Harmathy, Mr Ricardo Luis Lorenzetti, Mr Mo John Shijian, Mr Didier Opertti Badan, Ms Kathryn Sabo, Mr Biswanath Sen, Mr Stanislaw Soltysinski, Mr Itsuro Terada and Mr Ioannis Voulgaris.

#### (c) Members of the Permanent Committee

4. According to Article 7(1) of the Statute, the Permanent Committee “shall consist of the President and five members appointed by the Governing Council from among its own members”. Pursuant to Article 7(2) of the Statute, the members of the Permanent Committee shall hold office for five years and shall be eligible for re-election. Various powers are conferred on the Permanent Committee by the Regulations of the Institute and in particular the drawing up of the agenda of the General Assembly (Article 1(2)), the ensuring of the continuity of the Institute's operation in accordance with the instructions of the Governing Council (Article 17(1)), the appointment, nomination and promotion of certain categories of the staff (Articles 40, 41 and 42) and the taking of disciplinary measures concerning staff members (Article 62).

5. Neither the Statute nor the Regulations set forth criteria for the composition of the Permanent Committee. Until 2008, the practice followed by the Governing Council was to appoint its five most senior members to the Permanent Committee. At its 88<sup>th</sup> session (Rome, 20-23 April 2009), the Governing Council, noting that more than 2/3 of its members had been elected in 2003 and 2008, agreed to deviate from the previous practice and appointed a Permanent Committee with a majority of members elected in those two years. The Governing Council thus re-appointed the *doyen* of the Council, Mr Arthur Hartkamp, and appointed the following new members of the Permanent Committee: Mr Hans-Georg Bollweg, Mr Ian Govey, Mr Jorge Sánchez Cordero and Ms Rachel Sandby Thomas.

**Item No. 12 – Work Programme for the triennial period 2014 – 2016**

6. Pursuant to Article 11(2) of the Statute of UNIDROIT, the Governing Council draws up the Work Programme of the Institute and makes a proposal to the General Assembly which is then called to approve it (Article 5(3) of the Statute). The General Assembly adopted the Work Programme for the triennial period 2014 - 2016 at its 72<sup>nd</sup> session on 5 December 2013 (cf. UNIDROIT 2013 – A.G. (72) 9, Appendix III).

7. The Governing Council, in its new composition, may wish to examine and discuss the new Work Programme and the priorities assigned to the subjects.

**Item No. 15 – Date and venue of the 94<sup>th</sup> session of the Governing Council**

8. The Governing Council may wish to consider holding its 94<sup>th</sup> session on 6 to 8, 20 to 22 or 27 to 29 May 2015.