



منظمة الأغذية
والزراعة
للأمم المتحدة

联合国
粮食及
农业组织

Food
and
Agriculture
Organization
of
the
United
Nations

Organisation
des
Nations
Unies
pour
l'alimentation
et
l'agriculture

Продовольственная и
сельскохозяйственная
организация
Объединенных
Наций

Organización
de las
Naciones
Unidas
para la
Agricultura
y la
Alimentación

CONFERENCE

Thirty-sixth Session

Rome, 18-23 November 2009

**FIRST AND SECOND REPORTS
OF THE RESOLUTIONS COMMITTEE**

First Report of the Resolutions Committee

1. At its first meeting held on 21 November 2009, the Resolutions Committee nominated Mr Hassan Janabi (Iraq) as Chairperson of the Committee and nominated Ms Liz Haydee Coronel Correa (Paraguay) as Vice-Chairperson.
2. The Chairperson introduced the attached draft Resolutions on:
 - Implementation of the Immediate Plan of Action for FAO Renewal, Amendments to the Constitution (Increase in the number of Council Seats);
 - Implementation of the Immediate Plan of Action for FAO Renewal, Amendments to the General Rules of the Organization (Increase in the number of Council Seats);
 - Policies and Arrangements for Access and Benefit-sharing for Genetic Resources for Food and Agriculture.
3. The Committee noted that the first two above draft Resolutions were submitted by Paraguay on behalf of the Dominican Republic, at present Chairperson of the G-77, while the third Resolution was submitted by Canada on behalf of Brazil; Colombia, Cuba, the European Union and its candidate countries as well as the former Yugoslav Republic of Macedonia and Turkey, Guatemala, the Islamic Republic of Iran, Switzerland, and the United States of America.
4. The Committee proceeded with the review of the above draft Resolutions and was of the opinion that the subject matters would fall under (1) provision a) of the Criteria for the formulation of Resolutions, Appendix C of document C 2009/12, for the first two above draft Resolutions relating to the increase in the number of Council seats; and (2) provisions f) and g) of such Criteria for the draft Resolution on Policies and Arrangements for Access and Benefit-sharing for Genetic Resources for Food and Agriculture.
5. The meeting was then adjourned.

Second Report of the Resolutions Committee

1. At the opening of the second meeting held on 22 November 2009, the Resolutions Committee considered the draft report of its first meeting as translated into the FAO languages, and adopted it.
2. The Committee concluded that the three draft Resolutions reviewed during its first meeting were acceptable and recommended that they be transmitted to the Secretariat of the Conference for appropriate action.
3. The Chair thanked the participants, the Secretariat and interpreters for their contributions and adjourned the meeting.

Resolution ___/2009,
Implementation of the Immediate Plan of Action for FAO Renewal
Amendments to the Constitution
(Increase in the number of Council seats)

THE CONFERENCE,

Recalling Resolution 1/2008 “Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)”, adopted by the Conference at its Thirty-fifth (Special) Session, which called for amendments to the Basic Texts of FAO, including amendments to the Constitution;

Recalling also that in the context of the process of implementation of the Immediate Plan of Action (IPA) for FAO Renewal a proposal was made that the number of seats of the Council should be increased;

Recalling further that the Director-General gave notice of the proposed amendment to FAO Members in accordance with Article XX, paragraph 4 of the Constitution;

Having considered the proposed amendment to Article V, paragraph 1 of the Constitution;

Decides to adopt the following amendment to Article V, paragraph 1 of the Constitution:

“Article V

Council of the Organization

1. A Council of the Organization consisting of sixty-one Member Nations shall be elected by the Conference. Each Member Nation on the Council shall have one representative and shall have only one vote. Each Member of the Council may appoint alternates, associates and advisers to its representative. The Council may determine the conditions for the participation of alternates, associates and advisers in its proceedings, but any such participation shall be without the right to vote, except in the case of an alternate, associate or adviser participating in the place of a representative. No representative may represent more than one Member of the Council. The tenure and other conditions of office of the Members of the Council shall be subject to rules made by the Conference”.

(Adopted on November 2009)

Resolution ___/2009,
Implementation of the Immediate Plan of Action for FAO Renewal
Amendments to the General Rules of the Organization
(Increase in the number of Council seats)

THE CONFERENCE,

Recalling Resolution 1/2008 “Adoption of the Immediate Plan of Action (IPA) for FAO Renewal (2009-11)”, adopted by the Conference at its Thirty-fifth (Special) Session, which called for amendments to the Basic Texts of FAO, including amendments to the Constitution;

Recalling also that in the context of the process of implementation of the Immediate Plan of Action (IPA) for FAO Renewal a proposal was made that the number of seats of the Council should be increased and that the Conference has approved an amendment to Article V, paragraph 1 of the Constitution to that effect;

Recalling further that it is necessary to amend Rule XXII, paragraph 1 of the General Rules of the Organization to reflect the increased membership of the Council;

1. **Decides** to adopt the following amendments to Rule XXII, paragraph 1 of the General Rules of the Organization:

“Rule XXII

Election of the Council

1.
 - (a) Except as provided in paragraph 9 of this Rule, the Council shall be elected for a term of three years.
 - (b) The Conference shall make such provisions as will ensure that the terms of office of twenty Members of the Council shall expire in each of two successive calendar years and twenty-one in the third calendar year.
 - (c) The terms of office of all members in any one group shall expire simultaneously either on the termination of the regular session of the Conference in a year in which such a session is held, or on 30 June in other years.”
2. **Decides** that one additional seat shall be allocated to the Region of Southwest Pacific, two additional seats each to the Regions of Africa, Asia, Latin America and the Caribbean, and the Near East, and three additional seats to the Region of Europe.

(Adopted on November 2009)

**Resolution ____/2009,
Policies and arrangements for Access and Benefit- sharing
for Genetic Resources for Food and Agriculture**

THE CONFERENCE,

Reaffirming the principle of sovereignty of states over their natural resources as reflected in the Rio Declaration on Environment and Development;

Stressing that genetic resources for food and agriculture are essential for achieving food security and the sustainable development of the food and agriculture sector;

Recognizing the interdependence of countries regarding genetic resources for food and agriculture, in that all countries depend on genetic resources originating elsewhere to address environmental, climate change, natural resource, sustainable development and food security challenges;

Acknowledging also that genetic resources for food and agriculture depend for their survival on the active cooperation among all stakeholders involved in the conservation, breeding and sustainable utilisation of these resources and benefit-sharing, including dynamic management by farmers, pastoralists and indigenous and local communities;

Recalling that the World Summit on Sustainable Development called for action to negotiate, within the framework of the Convention on Biological Diversity, an International Regime to promote and safeguard the fair and equitable sharing of benefits arising out of the utilization of genetic resources;

Recalling further that the Conference of the Parties of the Convention on Biological Diversity has agreed to finalize the International Regime on access to genetic resources and benefit-sharing, for consideration and adoption, at its Tenth Meeting to be held in Japan in October 2010;

Emphasizing the important work undertaken in the past by the FAO and its Commission on Genetic Resources for Food and Agriculture with regard to access to genetic resources for food and agriculture and benefit-sharing, in particular the adoption of the International Treaty on Plant Genetic Resources for Food and Agriculture and its Multilateral System of Access and Benefit-sharing, in harmony with the Convention on Biological Diversity;

Emphasizing that nothing in this Resolution in any way will prejudice or preclude the position of Member States in the negotiations of the International Regime under the Convention on Biological Diversity;

THE CONFERENCE:

Reiterates the need for FAO and its Commission on Genetic Resources for Food and Agriculture, in close collaboration with the Governing Body of the International Treaty, to contribute within their mandate to further work on access and benefit-sharing within the auspices of the Convention on Biological Diversity, for adequate treatment of genetic resources for food and agriculture in the International Regime;

Expresses its willingness to cooperate with the Convention on Biological Diversity and its Ad Hoc Open-ended Working Group on Access and Benefit-sharing using various available mechanisms;

Invites the Conference of the Parties of the Convention on Biological Diversity and its Ad Hoc Open-ended Working Group on Access and Benefit-sharing, to take into account the special nature of agricultural biodiversity, in particular genetic resources for food and agriculture, their distinctive features, and problems needing distinctive solutions; in developing policies they might consider sectoral approaches which allow for differential treatment of different sectors or sub-sectors of genetic resources, different genetic resources for food and agriculture, different activities or purposes for which they are carried out;

Invites the Conference of the Parties of the Convention on Biological Diversity and its Ad Hoc Open-ended Working Group on Access and Benefit-sharing to explore and assess options for the International Regime on Access and Benefit-sharing that allow for adequate flexibility to acknowledge and accommodate existing and future agreements relating to access and benefit-sharing developed in harmony with the Convention on Biological Diversity;

Invites the Conference of the Parties of the Convention on Biological Diversity to work closely with the Commission on Genetic Resources and the Governing Body of the International Treaty regarding access and benefit-sharing in the area of genetic resources for food and agriculture in a mutually supportive manner in future years;

Wishes the Conference of the Parties of the Convention on Biological Diversity a successful conclusion of the negotiations of an International Regime on access and benefit-sharing in Nagoya, in October 2010;

Requests the Director-General to bring this Resolution to the attention of the Executive Secretary of the Convention on Biological Diversity.

(Adopted on November 2009)