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Food and Agriculture
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Продовольственная и
сельскохозяйственная организация
Объединенных Наций

Organización de las
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منظمة
الأغذية والزراعة
للأمم المتحدة

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CONFERENCE

Thirty-ninth Session

Rome, 6-13 June 2015

Amendment of Rule XII, paragraphs 3, 4, 12 and 13 of the General Rules of the Organization (Draft Resolution)

Extract from the Report of the 148th Council Session (2-6 December 2013)

19. The Council endorsed the report of the 97th Session of the Committee on Constitutional and Legal Matters (CCLM).

20. In particular, the Council:

(...)

e) endorsed the Draft Conference Resolution on “Amendment of Rule XII, paragraphs 3, 4, 12 and 13 of the General Rules of the Organization” [*below*] and requested that it be forwarded to the Conference for adoption.

Resolution .../2015

Amendment of Rule XII, paragraphs 3, 4, 12 and 13 of the General Rules of the Organization

THE CONFERENCE,

Recalling that during its 147th Session in June 2013, the Council heard proposals from Member Nations concerning, *inter alia*, elections and votes;

Noting that while the procedures set out in Rule XII, subparagraph 3(b) and Rule XII, paragraph 12 of the General Rules of the Organization for simultaneous multiple elections by the Conference were used many times in the past, these procedures could be streamlined, taking into account the procedures followed for Council elections;

Noting that the Committee on Constitutional and Legal Matters at its 97th Session in October 2013 recommended amendments to Rule XII of the General Rules of the Organization insofar as it concerns simultaneous multiple elections by the Conference and that the Council at its 148th Session in December 2013 endorsed the proposed amendments;

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Decides to amend Rule XII of the General Rules of the Organization as follows¹:

“Rule XII

Quorum and Voting Arrangements at Meetings of Conference and Council

(...)

3.

(a) Except as otherwise provided in the Constitution or these Rules, the required majority for any decision or for any election ~~to fill one elective place~~ shall be more than one half of the votes cast.

~~(b) Except as otherwise provided in these Rules, in the case of an election by the Conference to fill simultaneously more than one elective place, the required majority shall be the smallest number of whole votes necessary to elect no more candidates than there are seats to be filled. This majority shall be obtained by the following formula:~~

$$\text{Required majority} = \frac{\text{number of votes cast}}{\text{number of seats} + 1} + 1$$

(disregarding any resultant fraction).

(...)

4.

~~(b) In the case of an election to fill simultaneously more than one elective place the phrase “votes cast” shall mean the total number of votes cast by the electors for all elective places.~~

(...)

12. In any election ~~by the Conference~~ to fill simultaneously more than one elective place the following shall apply:

(a) *(i) In the Conference a majority of the Member Nations of the Organization and in the Council two-thirds of the Members of the Council shall constitute a quorum. (ii) More than one-half of the number of Members casting valid votes shall constitute the required majority.*

~~(a)(b)~~ Each elector, unless he wholly abstains, shall cast one vote for each elective place to be filled. Each vote shall be cast for a different candidate. Any ballot paper which is not in conformity with these requirements shall be declared defective.

~~(b)(c)~~ *Any The candidates who receives the required majority ~~largest number~~ of the votes cast as defined in paragraph 3(b) of this Rule shall be declared elected in a number equal to the number of elective places to be filled, provided they have received the required majority defined in subparagraph (a) above.*

~~(c)(d)~~ If only some of the elective places have been filled after the first ballot, a second ballot shall be cast to fill the remaining elective places, under the same conditions as the first ballot. *This procedure shall continue until all the elective places have been filled.*

~~(d)~~ This procedure shall continue until all the elective places have been filled.

¹ Deletions are indicated using ~~strikethrough text~~ and insertions are indicated using *underlined italics*.

~~(e) If, at any stage during the election, one or more vacant places cannot be filled because of an equal number of votes having been obtained by two or more candidates, a separate ballot shall be held among such candidates to determine which of them shall be elected, in accordance with the provisions of subparagraph (c) above. Such procedure will be repeated as necessary.~~

~~(f) If in any ballot no candidate receives the required majority, the candidate that receives the smallest number of votes in that ballot shall be eliminated.~~

~~(f) If in any ballot no candidate receives the required majority and more than one candidate receives the smallest number of votes, a separate ballot between these candidates shall be held and the candidate receiving the smallest number of votes shall be eliminated.~~

~~(g) If in the separate ballot provided for in subparagraph (f) of this paragraph more than one candidate again receives the smallest number of votes, the above operation shall be repeated with respect to those candidates until one candidate is eliminated, provided that if all the same candidates receive the smallest number of votes in two successive separate ballots, such candidates as will have been designated by lot shall be eliminated.~~

~~(h) If at any stage in an election other than a separate ballot all remaining candidates receive the same number of votes, the Chairperson of the Conference shall formally announce that if in the two following ballots the votes are again equally divided he will suspend balloting for a period which he shall determine and then hold two further ballots. If after applying this procedure the final ballot again results in an equally divided vote, such candidate as will have been designated by lot shall be declared elected~~

~~13. In any election by the Council to fill simultaneously more than one elective place, the following shall apply:~~

~~(a) Two thirds of the membership of the Council shall constitute a quorum and more than one half of the number of Council Members casting valid votes shall constitute the required majority.~~

~~(b) Each elector, unless he wholly abstains, shall cast one vote for each elective place to be filled. Each vote shall be cast for a different candidate. Any ballot paper which is not in conformity with these requirements shall be declared defective.~~

~~(c) The candidates who receive the largest number of votes shall be declared elected in a number equal to the number of elective places to be filled, provided they have received the required majority defined in subparagraph (a) above.~~

~~(d) If only some of the elective places have been filled after the first ballot, a second ballot shall be cast to fill the remaining elective places, under the same conditions as the first ballot. This procedure shall be continued until all the elective places have been filled.~~

~~(e) If, at any stage during the election, one or more of the vacant elective places cannot be filled because of an equal number of votes having been obtained by two or more candidates, a separate ballot shall be held among such candidates to determine which of them will be elected, in accordance with the provisions of subparagraph (c) above. Such procedure will be repeated if necessary.”~~

(Other paragraphs, subparagraphs and internal references to amended or deleted provisions of Rule XII to be re-numbered accordingly)

(Adopted on 2015)