Note by the Executive Secretary

1. In the course of the discussions in the Working Party, the Chairman has from time to time suggested that the Interim Commission be established by a resolution of the Conference rather than by means of an arrangement to be signed by governments as originally proposed. The object of this suggestion has been to overcome some of the difficulties which the signature of a formal "arrangement" might present to certain delegations.

2. Accordingly, the following draft resolution and annex are submitted for consideration as a possible alternative to the "arrangement". It will be noted that the annex consists substantially of the text of the former arrangement as redrafted in the Working Party after first and second readings.

THE UNITED NATIONS CONFERENCE ON TRADE AND EMPLOYMENT HAVING prepared a Charter for an International Trade Organization (hereinafter referred to as "the Charter" and "the Organization" respectively) CONSIDERING that pending the establishment of the Organization certain interim functions should be performed HEREBY RESOLVES to establish an Interim Commission for the International Trade Organization (hereinafter called "the Commission") consisting of representatives of the governments* which have approved this resolution and which are entitled to original membership of the Organization under Article 68 of the Charter. The terms of reference and structure of the Commission are set out in the Annex to this resolution and which form an integral part thereof.

* The governments of .....................................................

/ANNEX
ANNEX

1. The Commission shall appoint an Executive Committee of eighteen members to exercise any or all of its functions as the Commission may determine on appointing the Committee.

2. The Commission shall have the following functions:

(a) to convene the first regular session of the Conference of the Organization (hereinafter referred to as "the Conference") not more than six months after the receipt of the last acceptance needed to bring the Charter into force;

(b) to submit the provisional agenda for the first regular session of the Conference, together with documents and recommendations relating to all matters upon this agenda, including:

(i) proposals as to the programme and budget for the first year of the Organization;

(ii) studies regarding selection of headquarters of the Organization;

(iii) draft financial and staff regulations.

(c) to prepare, in consultation with the United Nations, a draft agreement of relationship as contemplated in paragraph 1 of Article 84 of the Charter for consideration by the first regular session of the Conference;

(d) to prepare, in consultation with inter-governmental organizations other than the United Nations, for presentation to the first regular session of the Conference, documents and recommendations regarding the implementation of paragraphs 2 and 4 of Article 84 of the Charter;

(e) to prepare, in consultation with non-governmental organizations, for presentation to the first regular session of the Conference recommendations regarding the implementation of paragraph 3 of Article 84 of the Charter;

(f) to prepare, with a view to recommendation by the Economic and Social Council to the first regular session of the Conference, the Annex referred to in paragraph 3 of Article 87 of the Charter;

(g) to examine the powers, responsibilities and activities in the field of industrial and general economic development of the United Nations, of the specialized agencies and of other inter-governmental organizations, including regional organizations, and the availability of facilities for technical surveys or studies of the natural resources of underdeveloped countries or the possibilities of their industrial development, whether general or in relation to the...
processing of locally produced raw materials or other particular industries, or for the improvement of their systems of transportation and communications, or with respect to the manner in which investment of foreign capital may contribute to their economic development; in the light of this examination to report to the first regular session of the Conference upon the structure and administrative methods and the working relations with the United Nations, the specialized agencies and other inter-governmental organizations, which will enable the Organization most effectively to carry out its positive functions for the promotion of economic development of Members, the report to be submitted in such a manner and at such a time as will enable the taking of appropriate action at the first session;

(h) to enter into consultations with the Secretary-General of the United Nations regarding the expenses incurred by the Preparatory Committee of the United Nations Conference on Trade and Employment and by that Conference and, in the light of such consultations, to present a report to the first regular session of the Conference.

3. The Commission shall elect its officers and adopt its rules of procedure.

4. The Commission shall appoint an Executive Secretary who shall be its chief administrative officer. The Executive Secretary shall also perform such other functions and duties as the Commission may determine.

5. The Executive Secretary shall appoint the staff of the Commission using as he considers desirable such assistance as may be extended to him by the Secretary-General of the United Nations.

6. The Executive Secretary shall prepare and the Commission shall approve the budget estimates for the operation of the Commission, including proposals regarding the structure of the Secretariat. The expenses of the Commission shall be met from funds provided by the United Nations and for this purpose the Commission shall make the necessary arrangements with the Secretary-General of the United Nations for the advance of such funds and for their reimbursement. Should these funds be insufficient, the Commission may accept advances from Governments. Such advances from Governments may be set off against the contributions to the Organization of the Governments concerned.

7. The services of the Secretariat of the Commission shall be made available to the Contracting Parties to the General Agreement on Tariffs and Trade acting jointly in accordance with Article XXV thereof, at their request, upon terms to be agreed with the Commission.

8. Arrangements may be made with the Secretary-General of the United Nations
regarding the provision of such personnel as may be required to carry on the work of the Interim Co-ordinating Committee for International Commodity Arrangements.

9. The Commission shall hold its first meeting in Havana immediately after its establishment and shall meet thereafter as often as may be necessary. The headquarters of the Commission shall be located at ......................

10. The Executive Committee shall submit a report of the activities of the Commission to the first regular session of the Conference.

11. The Commission shall cease to exist upon the appointment of the Director-General of the Organization, at which time the property and records of the Commission shall be transferred to the Organization.