Note submitted by the Pakistan delegation suggesting modification of some of the provisions of
the Joint Note circulated by Australia, Mexico and the United States (document No. E/CONF.2/W.15
dated 30.1.88) relating to Economic Development Committee.

The Pakistan delegation have studied the provisions of the Joint Note circulated by
Australia, Mexico and the United States (document E/CONF.2/W.15 dated 30.1.88) and suggest the
following modifications for the reasons given against each of them:

<table>
<thead>
<tr>
<th>Article</th>
<th>Proposed Modification</th>
<th>Remarks</th>
</tr>
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<tbody>
<tr>
<td>78A</td>
<td>The Economic Development Committee.</td>
<td>The need for establishing a specialized organ to discharge the functions and to implement its obligations in the field of Economic Development, has been recognized. To give this recognition a statutory force, the proper place for creating the Economic Development Committee is under Article 70 (Section A of Chapter VIII) which deals with the general structure of the whole organization.</td>
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<tr>
<td>81A</td>
<td>The Economic Development Committee shall be responsible for the exercise of the functions of the Organization and its obligations in the field of Economic Development.</td>
<td>The existing text requires the Executive Board to establish the Economic Development Committee.</td>
</tr>
</tbody>
</table>

Ref. of Doc. Existing Text Proposed Modification

E/CONF.2/W.15 Page 3 after paragraph 3. Amend Article 70 to read as follows: "The Organization shall have a Conference, an Executive Board, a Tariff Committee, an Economic Development Committee, Commissions as established under Article 79 and such other organs as may be required."
Ref. of Doc. | Existing Text | Proposed Modification | Remarks
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E/CONF.2/W.15 | Page 3 Sub-paragraph 1 (continued) | (a) responsibilities and decisions arising out of Chapter III of this Charter to the extent that such responsibilities and decisions are delegated to the Board by the Conference; | Development Committee when under Article 79 even Commissions and other organs can be established only by the Conference. The Committee should be established under Article 70 and the new Article 81A should be inserted under Section F of the Charter (after Article 81 under Section E, relating to the Tariff Committee) to define the functions of the Development Committee, its Constitution and its powers. Present Section F will be re-lettered as G. |
(b) The supervision of such Commissions established under Article 79 to deal with questions of economic development. | (b) The supervision of such Commissions established under Article 79 to deal with questions of economic development. | |
(c) the general supervision of the Director-General and staff appointed by him in relation to work on economic development. | (c) the general supervision of the Director-General and staff appointed by him in relation to work on economic development. | |
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| E/CONF.2/W.15 | Page 3  
(2) The Committee for Economic Development shall consist of 16 Members selected by the Executive Board so that the Committee adequately represents Members at various stages of economic development. | The Economic Development Committee shall consist of 16 Members elected by the Conference so that the Committee adequately represents Members of various stages of Economic Development. | |
| Page 3  
(3) The activities of the Economic Development Committee shall be subject to review by the Executive Board. | 3. (a) The decisions of the Economic Development Committee shall be final in all cases which lie exclusively in the field of Economic Development.  
(b) In cases where any other organ of the I.T.O. is directly concerned, the Economic Development Committee shall confer with that organ to the extent of its interests, before reaching a decision. Such decision will be subject to appeal to the Executive Board and the Conference. | 3. In the existing text all decisions of the Committee are subject to "review" by the Executive Board. There is a difference between "review" and "appeal". There must be finality about the decisions of the Committee in cases where it alone is concerned without subjecting such decisions to an automatic "review" by the Board. An appeal should lie to the Board only when a decision is taken by the Development Committee in a case where it had to confer with any other organ of the I.T.O. like the Tariff Committee or any interim Commission working at the time of consultation on issues related to the merits of the case before the Development Committee. | |