

U n i d r o i t

INTERNATIONAL INSTITUTE FOR THE UNIFICATION OF PRIVATE LAW
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GOVERNING COUNCIL

76th session

(Rome, 7 to 12 April 1997)

SUMMARY CONCLUSIONS

- Agenda Item 1 - The Governing Council adopted the draft agenda prepared by the Secretariat.
- Agenda Item 2 - The Governing Council approved the Secretary-General's Report on the Activity of the Institute during 1996.
- Agenda Item 3 - The Governing Council appointed Mr Roland Loewe and Mr Charles Dlamini as its First and Second Vice-Presidents respectively until its 77th session.
- Agenda Item 3bis - The Governing Council did not take a decision on the appointment of a Secretary-General postponing such a decision to its next session.
- Agenda Item 4 - The Governing Council appointed the following as correspondents of the Institute: Mr Alvaro Villação Azevedo (Brazil), Mr Edward C. Chiasson (Canada), Mr Georges Droz (France), Mr Doo Ung Kang (Australia) and Mr Jeffrey Wool (United States of America).
- Agenda Item 5 - The Governing Council took note of developments in relation to the acceptance of Unidroit Conventions since its 75th session and of the information supplied by its members concerning the action taken by their Governments in this regard.

- Agenda Item 6 - The Governing Council expressed satisfaction at the enthusiastic reception given to the Unidroit Principles of International Commercial Contracts in business, professional, arbitral and academic circles.
- It also decided that a Working Group on Principles be set up and approved the procedure and working methods proposed by the Sub-committee of the Governing Council.
- Agenda Item 7 - The Governing Council expressed its appreciation at the progress achieved on the subject of international interests in mobile equipment since its last session and approved the procedure and working methods proposed by the Secretariat for the prosecution of this work..
- Agenda Item 8 - The Governing Council took note with satisfaction of the work carried out since its last session by the Study Group on franchising and in particular of the drafting of the English version of the draft guide. It decided to set up a Sub-committee of the Governing Council, composed of Ms Zhang, Mr Mádl, Mr Hartkamp, Mr Voulgaris, Mr Plantard and Mr Sen, to undertake detailed consideration of the English and French versions of the draft with a view to authorising its publication.
- Agenda Items 9 and 10 - The Governing Council took note of a statement by the Deputy Secretary-General to the effect that it had not been possible to make any progress on the subjects of civil liability connected with the carrying out of dangerous activities and legal issues associated with computer software in view of limited financial and staff resources. The Governing Council decided not to include these two subjects on the agenda for its next session.
- Agenda Item 11 - The Governing Council expressed its satisfaction at the implementation of the programme of legal co-operation since its 75th session. The Council also took note of the report of the scholarships committee and endorsed its conclusions.
- Agenda Item 12 - The Governing Council took note of the convening of the Pan-American Congress on the Unidroit Principles of International Commercial Contracts in Valencia, Venezuela in November 1996 and of a similar event organised in Mexico immediately thereafter. It expressed satisfaction at the holding of the joint ICC-Unidroit Seminar on “Harmonisation of commercial law: co-ordination and collaboration”. It finally took note of some events to take place.
- Agenda Item 13 - The Governing Council expressed its satisfaction at the publication of the new-look *Uniform Law Review* and made some suggestions, *inter alia*, for the improvement of its distribution.

- Agenda Item 14 - The Governing Council took note of the declarations made by the Secretariat concerning the progressive modernisation of the library and made some suggestions in this connection.
- Agenda Item 15 - The Governing Council took note with satisfaction of the constitution of the Foundation and of the report on the first meeting of its Board of Governors submitted by its Vice-President, Mr Don Wallace.
- Agenda Item 16 - The Governing Council took note of the declarations made by the Secretariat concerning the progressive creation of the data base on uniform law and made some suggestions in this connection.
- Agenda Item 17 - The Governing Council took note with appreciation of the report of the Director of the Centre of Comparative and Foreign Law Studies on the activity of the Centre since the last Council session.
- Agenda Item 18 - While noting that certain detailed adjustments would need to be made to the draft budget for 1997 as drawn up by the Secretariat, the Governing Council authorised the transmission of an amended version of that draft budget to the financial organs of the Institute on the understanding that there would be no increase in the overall estimates of expenditure drawn up by the Secretariat.
- Agenda Item 19 - The Governing Council decided that its 77th session should be held during the week beginning on Monday 16 February 1998.
- Agenda Item 20 - The Governing Council endorsed a resolution concerning the Unidroit staff and decided that a conference should be held each year on the occasion of the holding of the Governing Council session in memory of Mr Evans.