



**SUMMARY
OF THE CONCLUSIONS REACHED BY THE GOVERNING COUNCIL
AT ITS 79th SESSION**

(Lisbon, 10-13 April 2000)

Item No. 1 on the agenda: Adoption of the agenda

The Council adopted the agenda as proposed and subject to minor changes.

Item No. 2 on the agenda: Report on the Activity of the Institute during 1999

The Governing Council requested the Secretariat to continue its informal consultations and to set up a Study Group with the task of establishing member States' priorities with regard to the item transactions on transnational and connected capital markets with a view to commencing actual work as early as practicable.

Item No. 3 on the agenda: Appointment of the First and Second Vice-Presidents

Upon the suggestion of the President, the Council appointed Mr Roland Loewe and Ms Isabel de Magalhães Collaço as First and Second Vice-President, respectively, until the 80th session.

Item No. 4 on the agenda: Appointment of a Deputy Secretary-General and a Treasurer

Upon the proposal of the President, the Council appointed Mr Walter Rodinò as Deputy Secretary-General for an unspecified period and Mr Paolo Aversa as Treasurer of the Institute.

Item No. 5 on the agenda: Principles of International Commercial Contracts

The Governing Council took note of the current state of work and approved the Secretariat's plans for the way ahead.

Item No. 6 on the agenda: International interests in mobile equipment

The Governing Council adopted the following Resolution on the holding of a diplomatic Conference for the purpose of concluding a Convention on International Interests in Mobile Equipment and an Aircraft Protocol to that Convention (C.D. (79) Res. 1):

The Governing Council authorises the Secretariat:

- to make arrangements for the holding of a diplomatic Conference, in accordance with the UNIDROIT rules of procedure, as early as practicable in 2001, for the purpose of concluding a Convention on International Interests in Mobile Equipment and an Aircraft Protocol to that Convention;
- to proceed on the basis of the texts annexed to the Report of the Third Joint Session of the UNIDROIT Committee of Governmental Experts and the ICAO Legal Sub-Committee in Rome on 30 March 2000;

- to conclude arrangements with the Government of South Africa, or failing this the Government of Ireland or another interested Government, to host the diplomatic Conference;
- to invite the Council of ICAO to approve the continued collaboration of ICAO in this project, on the basis set out above, in relation to aircraft objects, whether as co-sponsor of the diplomatic Conference or in some other capacity, particularly in relation to matters concerning the registration system and the potential role of ICAO as the supervisory Authority for the aircraft objects registration system;
- to convene, as early as practicable, in collaboration with the Intergovernmental Organisation for International Carriage by Rail (OTIF), a meeting of a committee of governmental experts for a first reading of the preliminary draft Railway Rolling Stock Protocol.

Item No. 7 on the agenda: Model law on franchising

The Governing Council decided by a show of hands to convene a meeting of governmental experts in time for the results of their deliberations to be discussed at its next session in the autumn of 2001, budgetary considerations permitting.

Item No. 8 on the agenda: Transnational rules of civil procedure

The Governing Council took note of the current state of work.

Item No. 9 on the agenda: Uniform rules applicable to transport

The Governing Council gratefully acknowledged Mr Putzeys' offer to act as the Institute's Co-ordinator in this area and to take the necessary action vis-à-vis the other intergovernmental and non-governmental organisations.

Item No. 10 on the agenda: Organisation of the 4th Congress on Private Law to celebrate the 75th anniversary of the foundation of UNIDROIT

The Governing Council entrusted the Secretariat with the further preparation of the event, subject to availability of funds, and invited it actively to continue an exchange of views with the members of the Council.

Item No. 11 on the agenda: Harmonisation of private law and commercial law at regional and world-wide level

The Governing Council adopted the following Resolution (C.D. (79) Res. 2):

The Governing Council, having studied Document (79) 11, dated February 2000, prepared by the UNIDROIT Secretariat, and mindful of the need to study further the questions raised by that document and by the discussion thereon:

- thanks the General Secretariat for preparing such an excellent text, which gave rise to a useful debate;
- requests the Secretary-General to place on the Agenda of the 80th Session of the Governing Council the Institute's Work Programme as well as its working methods, with a view to developing them in the light of appropriate contacts with the regional Organisations and the results of the Congress celebrating the 75th anniversary which will focus on the interrelationships of global harmonisation of law and regional economic integration;
- requests that the Secretary-General take appropriate measures to guide the Governing Council in the important strategic planning exercise it is undertaking.

Item No. 12 on the agenda: Status of implementation and promotion of UNIDROIT Conventions

The Council took note of the developments that had taken place since its last session with regard to ratifications and implementation of UNIDROIT conventions.

Item No. 13 on the agenda: Appointment of correspondents of the Institute

The Governing Council appointed the following persons as correspondents of the Institute: Ms Emilia CHIAVARELLI (Italy), Mr Ahmed Sadek EL-KOSHERI (Egypt), Mr Iskandar GHATTAS (Egypt), Mr Alexander S. KONIGSBERG (Canada), Mr António Novais MARQUES DOS SANTOS (Portugal), Mr Martin MENDELSON (United Kingdom), Mr Albrecht SCHULZ (Germany), Mr Philip F. ZEIDMAN (United States) and Mr Frank ZUMBO (Australia).

Item No. 14 on the agenda: Programme of legal co-operation programme

The Governing Council expressed its satisfaction at the way in which the Programme was developing, endorsed Mr Komarov's requests and took note of Mr Sen's suggestions, and invited the Secretariat to maintain the momentum in this area.

Item No. 15 on the agenda: Situation of the Library

The Governing Council took note of the information provided by the Secretariat on the state of the Library.

Item No. 16 on the agenda. Uniform Law Review and other publications

The Governing Council noted with satisfaction the information provided on this subject.

Item No. 17 on the agenda: The UNIDROIT website and depository libraries for UNIDROIT documentation

The Governing Council took note with satisfaction of the work carried out on the web site.

Item No. 18 on the agenda: Centre for Comparative and Foreign Law Studies

The Governing Council took note with satisfaction of the report of the Director of the Centre for Comparative and Foreign Law Studies on its activities since the last Council session.

Item No. 19 on the agenda: Preparation of the draft budget for the 2001 financial year

The Governing Council noted the information provided by the Secretariat and invited it to submit the draft budget for 2002 in writing by March 2001 for written comments and approval to be considered in the preparation of the budget for the Finance Committee.

Item No. 20 on the agenda: The Uniform Law Data Base

At the suggestion of Mr Putzeys, the Governing Council authorised the Secretariat to convene a meeting of experts to take place in parallel with the IRU Congress in Brussels on 6 May 2000.

Item No. 21 on the agenda: The Uniform Law Foundation

The Governing Council took note of the positive developments that had taken place during the year and urged the convening of the Board of Governors of the Foundation.

Item No. 22 on the agenda: The Association of Friends of UNIDROIT

The members of the Governing Council welcomed their election, as a matter of course, as senior members of the Association of Friends of UNIDROIT.

Item No. 23 on the agenda: Date and place of the 80th session of the Governing Council

The Governing Council decided that its 80th session would be held in the second half of September 2001 in order to coincide with the Institute's 75th anniversary celebrations.