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**PREPARATORY COMMISSION FOR THE  
ESTABLISHMENT OF THE INTERNATIONAL REGISTRY  
FOR MAC EQUIPMENT PURSUANT TO THE MAC  
PROTOCOL**

UNIDROIT 2020  
MACPC/2/Doc. 1  
Original: English  
November 2020

***Second session (remote)***  
**10-11 December 2020**

**ANNOTATED DRAFT ORDER OF BUSINESS**

1. Opening of the session and welcome by the UNIDROIT Secretary-General
2. Adoption of the order of business of the session
3. Election of the Chair and Vice-Chairs of the Commission
4. Consideration of matters relating to the appointment of a Supervisory Authority
5. Updates on the activities of the Working Group to develop draft regulations for the International Registry for MAC equipment
6. Updates on the activities of the Working Group to draft a request for proposals for the selection of a Registrar
7. Timetable and planning of further work
8. Any other business
9. Closing of the session.

## ANNOTATIONS TO THE DRAFT ORDER OF BUSINESS

### Item No. 1 Opening of the session

1. Due to the ongoing global COVID19 pandemic, the second session will be held via videoconference using the Zoom platform. The session will be opened on Thursday 10 December 2020, at 13:00 CET by the UNIDROIT Secretary-General as Provisional Chair.

To join the second session, please visit the following website and enter the meeting ID and Password below as necessary:

<https://zoom.us/j/91228275501?pwd=c2IzcWRxNDh1SytVc1MrTFJ5ZWJGQT09>

Meeting ID: 912 2827 5501

Password: 420059

Alternatively, participants may dial into the meeting using the below phone numbers. Where possible, participants are encouraged to participate via the above link rather than dialling-in using a phone, as participation via videoconference provides technological advantages, such as viewing screens or documents being shared by the Secretariat on the Zoom platform.

+61 8 7150 1149	Australia
+1 778 907 2071	Canada
+33 7 5678 4048	France
+49 30 5679 5800	Germany
+39 020 066 7245	Italy
+81 342 339 241	Japan
+82 2 6105 4111	Republic of Korea
+27 87 551 7702	South Africa
+34 84 368 5025	Spain
+44 208 080 6591	United Kingdom
+1 253 215 8782	United States of America

### Item No. 2 Adoption of the order of business of the session

2. In order to accommodate the different time zones of participating States, the hours of the second session will be:

Thursday 10 December:	13:00 – 17:00 CET
Friday 11 December:	13:00 – 17:00 CET

### Item No. 3 Election of the Chair and Vice-Chairs of the Commission

3. In accordance with Rules 2 and 3 of the provisional Rules of Procedure, the Commission shall elect its Chair from amongst its Members, as well a first and a second Vice-Chair.

**Item No. 4 Consideration of matters relating to the appointment of a Supervisory Authority**

4. [Resolution 2](#) of the Diplomatic Conference for the Adoption of the Draft Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Mining, Agricultural and Construction Equipment (Pretoria, 11 – 22 November 2019) noted the active participation in the preparatory work and at the Diplomatic Conference by the International Finance Corporation (IFC) of the World Bank Group, and in the light of preliminary consultations with the said international financial institution, invited the governing bodies of the IFC to accept the functions of Supervisory Authority upon or after the entry into force of the Protocol, to take the necessary action in this regard, as appropriate, and to inform the Secretary-General of UNIDROIT accordingly.

5. Resolution 2 also established a six month time period for the IFC to make a decision in relation to whether to accept the role of Supervisory Authority, after which the Preparatory Commission would begin to consider the appointment of another International Organisation or entity as Supervisory Authority. Due to the challenges created by the COVID19 pandemic, which constituted a case of *force majeure*, likely to have affected the ordinary decision making-process of the IFC, the Preparatory Commission at its first session agreed that the period available to the IFC to accept the role of Supervisory Authority be extended until either 69 days after the end of the state of emergency in the United States of America or after the start of the Commission's next session, whichever occurred first.

6. The ongoing global pandemic situation continues and hence the circumstances which advised the suspension of the period envisaged in Resolution 2 remain. However, it seems at this stage uncertain for how long this situation will go on and the process to appoint a Supervisory Authority must continue. The UNIDROIT Secretariat deems the period of 69 days after the holding of the second Session of the Preparatory Commission sufficient and thus would propose that a decision be adopted to this end.

7. At its second session, the Preparatory Commission will hear an oral report by the UNIDROIT Secretariat regarding the ongoing discussions with the IFC. It will also consider a document containing research on other international organisations which could be considered for the role of Supervisory Authority.

**Item No. 5 Updates on the activities of the Working Group to develop draft regulations for the International Registry for MAC equipment**

8. At its second session, the Preparatory Commission will be provided reports for the first two meetings of the Working Group established to develop draft regulations for the International Registry for MAC equipment. These reports shall be presented to the Commission by the Chair of the Working Group. The Preparatory Commission will also be provided with an updated version of the draft Regulations, as developed by the Working Group.

**Item No. 6 Updates on the activities of the Working Group to draft a request for proposals for the selection of a Registrar**

9. At its second session, the Preparatory Commission will be provided with a report for the first meeting of the Working Group to draft a request for proposals for the selection of a Registrar. This report shall be presented to the Commission by the Chair of the Working Group.