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**UNIDROIT/FAO/IFAD Legal Guide on  
Agricultural Land Investment Contracts (ALIC)**

**Drafting Committee Meeting  
Rome, 2-3 March 2020  
Sala Parquet, UNIDROIT**

UNIDROIT 2020  
Study S80B – DC/Inf. 1  
Original: English  
March 2020

**ANNOTATED DRAFT AGENDA**

1. Opening of the meeting
2. Adoption of the agenda and organisation of the meeting
3. Next steps for finalisation of the ALIC Guide
4. General consideration of the five Reports regarding the ALIC Zero Draft Consultations process
  - (a) 1<sup>st</sup> Regional Consultation Report – Beijing (9 July 2019)
  - (b) 2<sup>nd</sup> Regional Consultation Report – Sao Paulo (9 August 2019)
  - (c) 3<sup>rd</sup> Regional Consultation Report – Nairobi (23 October 2019)
  - (d) Online Consultations Report
  - (e) Consolidated Report
5. Review of each comment and recommendation received on a chapter-by-chapter basis
  - (a) Preface
  - (b) Introduction
  - (c) The Legal Framework (Chapter 1)
  - (d) Parties, contractual arrangements, due diligence and formation (Chapter 2)
  - (e) Obligations and rights of the parties (Chapter 3)
  - (f) Contractual non-performance and remedies (Chapter 4)
  - (g) Transfer and return (Chapter 5)
  - (h) Grievance mechanisms and dispute resolution (Chapter 6)
  - (i) Conclusion
  - (j) Annex I: Checklist of issues
  - (k) Annex II: Additional resources
6. Organisation of future work
7. Closing of the meeting

## **ANNOTATIONS**

### **Item No. 2 – Adoption of the agenda and organisation of the meeting**

1. Subject to confirmation by the Drafting Committee members, the meeting hours on Monday (2 March) and Tuesday (3 March) will be as follows:

Afternoon sessions: 2.00 p.m. – 8.00 p.m. (Rome time)

On both days, afternoon refreshments will be served at the Institute.

### **Item No. 3 – Next steps for finalisation of the ALIC Guide**

2. The Secretariat will provide an update on the next steps for finalisation of the ALIC Guide. Subject to the final revision process – in coordination with FAO and IFAD – the Legal Guide on Agricultural Land Investment Contracts will be presented for eventual adoption by the UNIDROIT Governing Council at its 99<sup>th</sup> session in May 2020.

### **Item No. 4 – General consideration of the five Reports regarding the ALIC Zero Draft Consultations process**

3. The consultation process on the ALIC Zero Draft included various activities, such as regional events in Asia, Latin America, and Africa, as well as online consultations. The Secretariat will provide a brief overview of the results of the consultations and the main comments received. Participants will be invited to share their views.

### **Item No. 5 – Review of each comment and recommendation received on a chapter-by-chapter basis**

4. Members of the Drafting Committee will review each comment and recommendation received on a chapter-by-chapter basis and prepare revised drafts for the various chapters. The Drafting Committee may wish to discuss various drafting issues with a view to the finalisation of the future Legal Guide, such as (a) terminology; (b) the framing of guidance; (c) the appropriate level of detail; (d) references to other instruments and sources; and (e) revisions of an editorial nature as to clarity of expression and user-friendliness.

### **Item No. 6 – Organisation of future work**

5. The Secretariat may wish to discuss with members of the Drafting Committee any remaining drafting and revising responsibilities, as well as the plan for promotion of the Legal Guide on Agricultural Land Investment Contracts once it will have been adopted.

**PROPOSED PROVISIONAL ORDER OF BUSINESS  
for the Drafting Committee meeting (Rome, 2-3 March 2020)**

**Monday 2 March**

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|-----------------------|--|
| 2 p.m. – 2.30 p.m.    | <ol style="list-style-type: none"> <li><b>1. Opening of the meeting</b></li> <li><b>2. Adoption of the agenda and organisation of the meeting</b></li> <li><b>3. Next steps for finalisation of the ALIC Guide</b></li> <li><b>4. General consideration of the five Reports regarding the ALIC Zero Draft Consultations process</b></li> </ol> |
| 2.30 p.m. – 3.45 p.m. | <ol style="list-style-type: none"> <li><b>5. Review of each comment and recommendation received on a chapter-by-chapter basis</b> <ul style="list-style-type: none"> <li>- Preface</li> <li>- Introduction</li> </ul> </li> </ol>  |
| 3.45 p.m. – 5 p.m.    | <ol style="list-style-type: none"> <li><b>5. Review of each comment and recommendation received on a chapter-by-chapter basis (cont'd)</b> <ul style="list-style-type: none"> <li>- Chapter 1. The Legal Framework</li> </ul> </li> </ol>  |
| 5 p.m. – 5.15 p.m.    | <i>Afternoon refreshments</i>  |
| 5.15 p.m. – 6.30 p.m. | <ol style="list-style-type: none"> <li><b>5. Review of each comment and recommendation received on a chapter-by-chapter basis (cont'd)</b> <ul style="list-style-type: none"> <li>- Chapter 2. Parties, contractual arrangements, due diligence and formation</li> </ul> </li> </ol>   |
| 6.30 p.m. – 8 p.m.    | <ol style="list-style-type: none"> <li><b>5. Review of each comment and recommendation received on a chapter-by-chapter basis (cont'd)</b> <ul style="list-style-type: none"> <li>- Chapter 3. Obligations and rights of the parties</li> </ul> </li> </ol>  |

**Tuesday 3 March**

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|-----------------------|---|
| 2 p.m. – 3.30 p.m.    | <ol style="list-style-type: none"> <li><b>5. Review of each comment and recommendation received on a chapter-by-chapter basis (cont'd)</b> <ul style="list-style-type: none"> <li>- Chapter 4. Contractual non-performance and remedies (cont'd)</li> </ul> </li> </ol> |
| 3.30 p.m. – 4.45 p.m. | <ol style="list-style-type: none"> <li><b>5. Review of each comment and recommendation received on a chapter-by-chapter basis (cont'd)</b> <ul style="list-style-type: none"> <li>- Chapter 5. Transfer and return</li> </ul> </li> </ol>                               |
| 4.45 p.m. – 5 p.m.    | <i>Afternoon refreshments</i>   |

5 p.m. – 6.30 p.m.

**5. Review of each comment and recommendation received on a chapter-by-chapter basis** (*cont'd*)

- Chapter 6. Grievance mechanisms and dispute resolution

6.30 p.m. – 8 p.m.

**5. Review of each comment and recommendation received on a chapter-by-chapter basis** (*cont'd*)

- Conclusion
- Annex I. Checklist of issues
- Annex II. Additional resources

**6. Organisation of future work**

- Foreword
- Executive summary

**7. Closing of the meeting**