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GOVERNING COUNCIL
94th session
Rome, 6 - 8 May 2015

UNIDROIT 2015
C.D. (94) Misc. 2
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SUMMARY OF THE CONCLUSIONS

Item 1 on the agenda: Adoption of the annotated draft agenda (C.D. (94) 1)

1. The Governing Council adopted the agenda as proposed in document (C.D. (94) 1).

Item 2 on the agenda: Appointment of the First and Second Vice-Presidents of the Governing Council (C.D. (94) 1)

2. The Governing Council renewed the appointments of Mr Arthur Hartkamp as First Vice-President of the Governing Council and Mr Lyou Byung-Hwa as Second Vice-President, both of whom will serve in these positions until the 95th session of the Council.

Item 3 on the agenda: Reports

(a) Annual Report 2014 (C.D. (94) 2)

3. The Governing Council took note of the Secretary-General's report on the activity of the Institute during 2014.

(b) Report on the Uniform Law Foundation

4. The Governing Council took note of the report by the President of the Uniform Law Foundation.
5. The Governing Council took note of the proposed amendment to Article 13(6) of the Statute of the Foundation so as to meet the requirements of Dutch law concerning the destination of surplus assets of wound-up non-for-profit institutions.

Item 4 on the agenda: Private Law and Agricultural Development - Adoption of a Legal Guide on Contract Farming (C.D. (94) 3)

6. The Council commended the Secretariat on the work conducted on the Legal Guide and expressed its gratitude to the partners in the project, the Food and Agriculture Organization of the United Nations (FAO) and the International Fund for Agricultural Development (IFAD) for their contribution and constructive co-operation. The Council also expressed its gratitude to the Chairman and the members of the Working Group that prepared the Legal Guide, with a special note of recognition to Professors Marcel Fontaine and Fabrizio Cafaggi for their contributions above and beyond their assigned tasks.

7. The Council approved the Legal Guide on Contract Farming, subject to the minor suggestions made by the Governing Council members and the final editing process.

8. The Council instructed the Secretariat to allocate sufficient resources to allow UNIDROIT to contribute to the dissemination and implementation of the Legal Guide, including the production of additional materials to assist with this process. The Council instructed the Secretariat develop the recommendations to the Legal Guide without the need for further approval from the Council.

9. The Council instructed the Secretariat to undertake a stocktaking exercise and feasibility study on land investment contracts, in order to decide whether UNIDROIT's particular expertise would be of additional benefit in this field.

Item 5 on the agenda: International Commercial Contracts - Long-term contracts (C.D. (94) 4)

10. The Council expressed its appreciation for the progress made by the Working Group during its first session in January 2015. The Council noted the scheduling of the second Working Group meeting in October 2015 and requested the Working Group to finalise the proposed amendments and additions to the Principles at that meeting, with a view to their submission to the Council for consideration and approval at its 95th session in 2016.

Item 6 on the agenda: International Interests in Mobile Equipment

(a) Implementation and status of the Luxembourg Rail Protocol and of the Space Protocol (C.D. (94) 5(a))

11. The Council expressed its appreciation for the progress made in the establishment of an International Registry for the Luxembourg Rail Protocol and for the negotiations conducted by the Space Preparatory Commission for the setting up of an International Registry for the Space Protocol.

(b) Fourth Protocol of the Cape Town Convention on matters specific to agricultural, construction and mining equipment (C.D. (94) 5(b))

12. The Council expressed its appreciation for the progress made at the first and second Study Group sessions held in December 2014 and April 2015 respectively. The Council noted the scheduling of a third Study Group session in October 2015.

Item 7 on the agenda: Transactions on Transnational and Connected Capital Markets - Principles and Rules Capable of Enhancing Trading in Securities in Emerging Markets (C.D. (94) 6)

13. The Council noted the activities undertaken by the Secretariat to develop a Legislative Guide on principles and rules capable of enhancing trading in securities in emerging markets and noted the scheduling of a Committee meeting in early 2016.

Item 8 on the agenda: Transnational civil procedure - formulation of regional rules (C.D. (94) 7)

14. The Council noted the progress made by the Secretariat in implementing the project on transnational civil procedure – preparation of regional rules.

Item 9 on the agenda: Promotion of UNIDROIT instruments (C.D. (94) 8)

15. The Council noted the initiatives of the Secretariat to promote UNIDROIT instruments and stressed their importance.

Item 10 on the agenda: Correspondents (C.D. (94) 9)

16. The Council approved the appointments of Professor Hiroo Sono and Dr Tamas Szabados as correspondents and the Hellenic Institute of International and Foreign Law as an institutional correspondent.

17. The Council noted the reappointment procedure which will be launched in 2015 for correspondents with mandates expiring on 30 April 2015, and noted the need to identify nominees for correspondents coming from non-represented geographical areas.

Item 11 on the agenda: Library and research activities (C.D. (94) 10)

18. The Council took note of developments in the library, its policies and acquisitions, and expressed its appreciation for its promotion of research through the Scholarships Programme.

19. The Council instructed the Secretariat to continue investigating available options in order to digitise the existing collection of the UNIDROIT library.

Item 12 on the agenda: UNIDROIT information resources and policy (C.D. (94) 11)

20. The Council took note of the developments that had taken place in relation to the UNIDROIT information resources and policy, as well as of the data deriving from the monitoring of these resources and the Secretariat's proposed actions.

Item 13 on the agenda: Preparation of the draft Budget for the 2016 financial year (C.D. (94) 12)

21. The Council took note of the draft Budget for the 2016 financial year.

***Item 14 on the agenda: Date and venue of the 95th session of the Governing Council
(C.D. (94) 1)***

22. The Council agreed that the 95th session of the Governing Council should be held from 18-20 May 2016, at the seat of UNIDROIT in Rome.

Item 15 on the agenda: Any other business

23. No points were raised under this item on the agenda.

Item 16 on the agenda: International Colloquium "20 Years of UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects" (8 May 2015)

24. The Council adjourned for the International Colloquium celebrating the twentieth anniversary of the adoption of the Convention on Stolen or Illegally Exported Cultural Objects.