GOVERNING COUNCIL
99th session
Rome, 6-8 May 2020

ANNOTATED DRAFT AGENDA

1. Adoption of the annotated draft agenda (C.D. (99) 1)

2. Appointment of First and Second Vice-Presidents of the Governing Council (C.D. (99) 1)

3. Reports
   (a) Annual Report 2019 (C.D. (99) 2)
   (b) Report on the UNIDROIT Foundation

4. Matters concerning the 2020-2022 Work Programme:
   (a) Consideration of the inclusion of a new item in the Work Programme: A Model Law on Warehouse Receipts (C.D. (99) 3)
   (b) Consideration of items already included in the Work Programme
      i. Best Practices on enforcement (C.D. (99) 4)
      ii. Work on Artificial Intelligence, Smart Contracts and DLT (C.D. (99) 5)
      iii. Legal Structure of Agricultural Enterprises (C.D. (99) 6)
      iv. Bank Insolvency (C.D. (99) 7)
   (c) Model Law on Factoring: State of development of the project (C.D. (99) 8)

5. International Interests in Mobile Equipment
   (a) Implementation and status of the Luxembourg Rail Protocol and of the Space Protocol (C.D. (99) 9)
   (b) Implementation and status of the MAC Protocol (C.D. (99) 10)


7. Transnational civil procedure: Adoption of ELI-UNIDROIT regional rules (C.D. (99) 12)
8. **International Commercial Contracts:**

   (a) Update on the publication of the Principles of Reinsurance Contracts and future work (C.D. (99) 13)

   (b) Follow-up activities and promotion of the UPICC.

9. **International Sales Law:** Adoption of Tripartite Legal Guide to Uniform Legal Instruments in the Area of International Commercial Contracts (with a focus on sales) (C.D. (99) 14)

10. **International protection of cultural property** (C.D. (99) 15)

    (a) Follow-up activities and promotion of the 1995 UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects and the Model Provisions on State Ownership of Undiscovered Cultural Objects

    (b) Private art collections

11. **UNIDROIT Library and research activities** (C.D. (99) 16)

12. **UNIDROIT information resources and policy** (C.D. (99) 17)

13. **Administrative matters**

    (a) Preparation of the draft Budget for the 2021 financial year (C.D. (99) 18(a))

    (b) Readjustments to the Budget for the 2020 financial year (C. D. (99) 18 (b))

    (c) Report of the Secretary-General on the implementation of the new compensation and social security scheme applicable to the UNIDROIT staff (C.D. (99) 18 (c))

14. **Date and venue of the 100th session of the Governing Council** (C.D. (99) 1)

15. **Any other business**

16. **Conference on the contribution of HCCH, UNCITRAL and UNIDROIT to the harmonisation of the law of international sales** (Annexe 1 hereto)
Annotations

1. The meeting of the 99th session of the Governing Council will be held at the seat of UNIDROIT. It will start on Wednesday 6 May 2020 at 9.30 a.m. and is due to close on Friday 8 May 2019 at 15.30 p.m., including a Conference on the contribution of HCCH, UNCITRAL and UNIDROIT to the harmonisation of the law of international sales (see programme under Annexe 1).

Item No. 2 – Appointment of First and Second Vice-Presidents of the Governing Council

2. At its annual sessions since 1977, the Governing Council has elected a First and a Second Vice-President who, in accordance with Article 11 of the Regulations of the Institute, will hold office until the following ordinary session, which is convened once a year. At present, the post of First Vice-President is occupied by the doyen of the Council and that of Second Vice-President by one of the most senior Council members, the latter on the basis of the criterion of rotation since 1994.

Item No. 19 – Date and venue of the 100th session of the Governing Council

3. The Governing Council may wish to consider holding its 100th session on 5 to 7, 12 to 14, 19 to 21 May 2021.
DRAFT CONFERENCE AGENDA
The contribution of HCCH, UNCITRAL and UNIDROIT to the harmonisation of the law of international sales
Rome, Friday 8 May 2020

8:30-9:00  (Registration and) welcome coffee
9.00-9.30  Introductions
President UNIDROIT (TBC)
Ignacio Tirado, Secretary-General, UNIDROIT
Representative of HCCH (TBC)
Anna Joubin-Bret, Secretary, UNCITRAL

9.30-10:30  Chair (Arthur Hartkamp)
Panelist (Stefan Vogenauer) “Choice of contract law and choice forum: new developments with regard to regulatory competition”
Panelist (José Moreno Rodriguez) “HCCH Principles, CISG and UNIDROIT Principles in Latin America”

10.30-11:30  Chair (Henry Gabriel)
Panelist (José Angelo Estrella Faria): From the Hague Conventions to CISG: UNIDROIT’s early legacy to the uniform law on international sales
Panelist (Lauro Gama TBC): [Selected CISG topic]
Panelist (Hiroo Sono) “Limitation Periods in International Sales”

11.30-11:45  Coffee break
11:45-13:00  Chair (Alexander Komarov)
Panelist (Pilar Perales Viscasillas) – “Force Majeure and Hardship in CISG and the UPICC, in the context of the regulation of long-term contracts”
Panelist (Fabio Bortolotti - ICC) The new ICC Force Majeure and Hardship Clause
Panelist (Bénédicte Fauvarque-Cosson) – “The influence of CISG and the UNIDROIT Principles on national reforms: the case of France”
Panelist (Michael Joachim Bonell) – “The application of the UNIDROIT Principles in practice: past experience and future prospects”

13:00-13:15  Discussion
13:15 – 14:15  Light lunch
14:15-15:30  Roundtable discussion with participants on future cooperation work of the three organisations and closing of the conference.