



International Coffee Council
117th Session
19 – 23 September
London, United Kingdom

**Draft Resolution on the
use of the Special Fund**

Background

1. Further to the meeting of the Finance and Administration Committee on 25 September 2014, the Council asked the Executive Director to raise the issue of the use of the Special Fund with the Council in March 2015 (see document [ICC-113-13](#), paragraph 36). The Executive Director also asked the ICO's solicitors, Collyer Bristow, to prepare an opinion on the use of the Special Fund. Annex I of document [WP-Council 267/16](#) contains the opinion of the solicitors on the use of the Special Fund. Exporting Members have conducted discussions in the intervening period on the use of the Special Fund.

2. The Annex to this document contains a draft Resolution proposing a mechanism for the use of the Special Fund.

Action

The Council is requested to consider this document and, if appropriate, to approve the draft Resolution.

DRAFT RESOLUTION

PROPOSED USE OF THE SPECIAL FUND

WHEREAS:

The Special Fund of the Organization was established by the 1976 Agreement and the 1983 Agreement by exporting Members; and

The balance of the Special Fund stood at US\$1,369,621 per the Fund's latest audited accounts at 30 September 2015; and

The Organization requested Collyer Bristow, a firm of solicitors, to opine on the legal status of the Special Fund and the mechanism for distribution of the Fund,

THE INTERNATIONAL COFFEE COUNCIL

RESOLVES:

1. That all activities of the Special Fund cease.
2. That all remaining assets of the Special Fund be distributed to the exporting Members of the Fund in accordance with a mechanism for distribution of the Fund decided upon by the exporting Members.