INTERNATIONAL COFFEE ORGANIZATION

ED 2300/19

18 April 2019
Original: English

E

Discussions on the future of the International Coffee Agreement 2007

1. The Executive Director presents his compliments and wishes to remind Members of the decision of the International Coffee Council at its 124th Session to establish a Working Group to examine the current International Coffee Agreement, along with proposals submitted by Members, or other invited parties, and to submit recommendations to the Council in September 2019.

2. At its 124th Session, the Council also appointed H.E. Mr Hermano Telles Ribeiro (Brazil) as the Chair of the Working Group, and Ms Stefanie Kűng (Switzerland) as Vice-Chair.

First meeting of Working Group on the Future of the International Coffee Agreement

2. All Members are invited to participate in the first meeting of the Working Group to take place on **Monday 1 July from 11:00 at the International Coffee Organization, 222 Gray's Inn Road, London WC1X 8HB**. Dial-in opportunities will also be available to give as many Members as possible the opportunity to participate.

3. For reasons of logistics and resources, the first meeting of the Working Group will be conducted in English only.

4. Members are requested to confirm their attendance, either in person or remotely, to Mrs Sarah Friend, Secretariat and Communications Officer, at: friend@ico.org **by 24 June 2019**.

Submission of proposals by Members

5. In order to inform discussions on 1 July, Members are invited to respond to the questions in the Annex on areas of possible change to the 2007 Agreement, either in writing to the Executive Director at: ICA2007@ico.org or online via https://www.surveymonkey.co.uk/r/future-ica-2007-e. **All responses should be received by 17 May 2019.**

6. A copy of the 2007 Agreement in the four official languages can be downloaded from the ICO website: http://www.ico.org/documents/ica2007-certified.pdf

Agenda of Working Group

7. An agenda, including relevant supporting documentation will be distributed in advance.

8. Along with an analysis of the proposals received from Members, a report on the implementation of the current Agreement will be distributed, in advance, and considered by the Working Group on 1 July.

9. The outcome of the first meeting of the Working Group will inform a report and recommendations to Council in September 2019.

INTERNATIONAL COFFEE ORGANIZATION

Survey to Members

Future of the International Coffee Agreement (ICA) 2007

Explanatory note 1

In accordance with Article 48 on 'Duration, extension and termination' of the ICA 2007, the Agreement '*shall remain in force for a period of ten years after it enters into force provisionally or definitively unless extended under the provisions of paragraph (3) of this Article or terminated under the provisions of paragraph (4) of this Article*.'

According to this provision, the current Agreement expires on 2 February 2021. Paragraph (3) provides for the possibility of extensions '*for one or more successive periods not to exceed eight years in total'.* Therefore, under the ICA 2007, two possible extensions can be implemented by the Council:

i. an extension to provide for continued negotiations on amendments of the ICA 2007, or a new agreement beyond the expiry date of 2 February 2021;

ii. an extension of one or more successive periods, not to exceed 2 February 2029, when the ICA 2007 will expire.

Explanatory note 2

The current Agreement has a maximum expiry date of 2 February 2029. As background information for the current work, it should be noted that negotiating and drafting of the ICA 2007 took two years. It should also be noted that the entry into force of the ICA 2007 took a further four years.

Taking these explanatory notes into account, please answer the following questions, in order to guide initial discussions within the scope of the Working Group on the Future of the International Coffee Agreement which will meet for the first time on 1 July 2019.

Survey questions

Question 1:

Name

Question 2:

Organization/entity

Question 3:

Member country

Question 4:

Contact details

Question 5:

What would be your country's position with regard to the extension of ICA 2007 or its termination, under the provisions of paragraphs 3 and 4 of Article 48?

Question 6:

As provided for in Article 35 of the ICA2007, entitled 'Preparations for a new Agreement': '*the Council may examine the possibility of negotiating a new International Coffee Agreement*', how would your country consider the opening of negotiations for a new Agreement?

Question 7:

As provided for in Article 49 of the ICA 2007 entitled 'Amendment', would your country favour this option?

Question 8:

If your country favours a new agreement or an amendment, and taking into consideration the existing ICA and the resolutions approved by the Council since its entry into force, please indicate which of the following areas should be covered in the negotiations:

1. Organizational structure
2. Funding mechanism
3. New and emerging issues
4. Other issues.