

## CONFÉRENCE DIPLOMATIQUE DE STOCKHOLM, 1967 DIPLOMATIC CONFERENCE OF STOCKHOLM, 1967

GRUPE DE TRAVAIL: ARRANGEMENT ADMINISTRATIF (Genève, 20-26 mai 1964)  
WORKING PARTY ON AN ADMINISTRATIVE AGREEMENT (Geneva, May 20 to 26, 1964)

### FIRST LIST OF POSSIBLE AMENDMENTS TO THE DRAFT ADMINISTRATIVE AGREEMENT

(AA/I/3)

#### OBSERVATIONS

1. This document has three annexes:

- (I) a revised draft of Article 6
- (II) a draft of a new Article (6 bis)
- (III) provisions yet to be inserted in the appropriate Articles

2. Draft Articles 6 and 6 bis try to give form to the following ideas:

(a) There will be as many General Assemblies as there are Unions. Each General Assembly shall be sovereign in respect to the affairs of its Union. Each General Assembly is composed only of the Member States of the Union.

(b) There will be a General Conference of the Organization of which shall be members the members of the various Unions plus the "third" countries.

(c) The General Conference of the Organization shall elect an Executive Board. The General Assembly of each Union shall elect its own Executive Committee.

Consequently, the terminology would be the following:

for the Organization:

General Conference

Executive Board

for each Union:

General Assembly

Executive Committee

ARTICLE 6. GENERAL CONFERENCE OF THE ORGANIZATION

(1) The General Conference of the Organization shall consist of the States Members of the Organization. The Government of each Member State shall be represented by one delegate who may be assisted by substitute delegates and by advisors.

(2) Subject to the powers reserved for the General Assemblies and Executive Committees of the various Unions (see Article 6 bis), the General Conference of the Organization shall:

- (i) determine the general program of the Organization, adopt its general budget, and approve its final accounts;
- (ii) review and approve reports and activities of the Executive Board and the Director General and instruct them in regard to matters upon which action, study, investigation or report may be considered desirable;
- (iii) elect the members of the Executive Board;
- (iv) appoint the Director General;
- (v) establish such committees as may be considered necessary for the work of the Organization;
- (vi) determine the working languages of the various organs of the Organization;
- (vii) determine -- in agreement with the General Assembly of the Member States of any intellectual property convention, agreement

(Article 6 continued)

or treaty which, at the time of signature of the present Administrative Agreement is not administered by BIRPI or which might be concluded thereafter -- the conditions in which the Organization may accept the administration of such a convention, agreement or treaty,

(viii) exercise such other functions as the present Agreement refers to it;

(ix) take any other appropriate action designed to further the objectives of the Organization.

(3) Each Member State shall have one vote in the General Conference. (The rest of this paragraph is transferred into another Article.)

(4) (No change.)

(5) (No change.)

(6) (No change.)

(7) (No change.)

ARTICLE 6 BIS

THE GENERAL ASSEMBLIES OF THE UNIONS  
(entirely new)

(1) Each Union shall have a General Assembly consisting of the States Members of the Union. The Government of each Member State shall be represented by one delegate who may be assisted by substitute delegates and by advisors.

(2) The General Assembly of each Union shall have the following powers as far as its Union is concerned:

- (i) it shall determine the separate program and budget of the Union in all matters exclusively concerning the administration of the Union;
- (ii) it shall review and approve reports and activities of its Executive Committee and shall give instructions to such Committee;
- (iii) it shall review and approve reports and activities of the Director General concerning the Union and shall give instructions to him in such matters;
- (iv) it shall elect the members of the Executive Committee of the Union;
- (v) it shall establish such commissions as may be considered necessary for the work of the Union.

(3) Each Member State shall have one vote in the General Assembly of the Union.

(4) The General Assemblies of the Unions shall meet in ordinary session during the same period and at the same place as

(Article 6 bis continued)

the General Conference of the Organization. The General Assembly of each Union may meet in extraordinary session at the call of its Executive Committee or at the request of a majority of the Member States of the Union.

(5) Each General Assembly shall adopt its rules of procedure.

(6) Each General Assembly shall, at each session, elect a chairman and other officers, and appoint the necessary working groups.

(7) Each General Assembly may admit representatives of international organizations as observers to such of its meetings or the meetings of its working groups as it sees fit.

PROVISIONS TO BE INSERTED  
IN THE APPROPRIATE ARTICLES

A

The General Conference of the Organization and the General Assemblies of the Unions make their decisions by simple majority except in cases in which this Agreement provides otherwise. More than half of the votes cast by the delegates present and not abstaining shall constitute a simple majority.

B

Article 6 bis may be amended only with the consent of a majority of nine tenths of the votes cast in the General Assemblies of each Union by the delegates present and not abstaining.

C

Any change in the ceiling of the contributions of the Member States towards the general budget of the Organization shall require a two-thirds majority of the votes cast in the General Conference by the delegates present and not abstaining.

D

Any change in the ceiling of the contributions of the Member States towards the separate budget of any Union shall require a two-thirds majority of the votes cast in the General Assembly by the delegates present and not abstaining.

E

If the post of the Director General becomes vacant between two sessions of the General Conference, the Executive Board shall appoint an Acting Director General who shall serve until the next session of the General Conference.

Deputy Director Generals shall be appointed by the  
Director General with the approval of the General Conference  
(Executive Board?) of the Organization.