

SECOND SESSION OF THE PREPARATORY COMMITTEE OF THE
UNITED NATIONS CONFERENCE ON TRADE AND EMPLOYMENT

SUMMARY RECORD OF THE TWENTY-NINTH MEETING OF COMMISSION B

Held at the Palais des Nations, Geneva,
on 16 August, 1947 at 10.30 a.m.

Chairman: Hon. L. D. WILGRESS (Canada).

(Note. In the Summary Records of the Twenty-ninth, Thirtieth, Thirty-first, Thirty-second and Thirty-third Meetings of Commission B, where no comment appears upon a particular article or paragraph of an article, the text presented by the Legal Drafting Committee was approved without change.)

Commission B commenced its consideration of the Reports of the Committees on Chapters I, II and VIII, and on Voting and Membership of the Executive Board.

Mr. NAUDE (Chairman of the Committee on Chapters I, II and VIII) drew attention to the principal matters which arose in the Committee. He pointed out:-

- (a) the link in Article I between military peace and economic peace;
- (b) the establishment of the Conference as the sovereign organ of the Organization;
- (c) the provision for review of the Charter within ten years;
- (d) the authenticity of the English and French texts of the Charter together with the reproduction of the original text in the five official languages of the United Nations;
- (e) the difficulties involved in the question of the settlement of differences and the United States compromise solution which had been circulated that morning.

ARTICLE I

Mr. ROYER (France) suggested some modifications to the French text which were accepted.

Mr. THILTGES (Belgium/Luxembourg) drew attention to the importance of the word "Balanced" in paragraph 1.

Mr. COLBAN (Norway) noted that the Committee for practical reasons had decided not to change the title of the Organization.

Mr. AUGENTHALER (Czechoslovakia) suggested that the title of the Organization be changed to "International Trade and Employment Organisation".

Several delegates said that they preferred to retain the present title.

Mr. AUGENTHALER did not press his proposal.

Mr. NAUDE (Chairman of the Committee on Chs. I, II and VIII) wished to record that the Preparatory Committee had decided to call the World Conference the "United Nations Conference" and not the "International Conference".

Mr. HOLMES (United Kingdom) said that in the view of his Delegation the title of the World Conference had no bearing on the question of voting rights of non-Members of the United Nations at the World Conference.

ARTICLE 65

Paragraph 3

Mr. de GAIFFIER (Belgium/Luxembourg) said that his Delegation was not satisfied with the words "on such terms as may be determined".

Mr. AUGENTHALER (Czechoslovakia) suggested that the paragraph should be changed so as to read:

"The following separate customs territories, though not responsible for the formal conduct of diplomatic relations, shall be or may be admitted to the work of the Organization on such

terms as may be determined, after prior consultation with the Economic and Social Council".

Mr. HOLMES (United Kingdom) and Mr. SPEEKENBRINK (Netherlands) had no objection to this proposal.

Mr. FAIVOVICH (Chile) and Dr. GUTIERREZ (Cuba) also supported this proposal.

Mr. DAO (China) suggested that the proposal be divided into two parts - the first to change "shall" into "may" and the second to add "with prior consultation with appropriate organs of the United Nations".

The first part of the proposal was put to the vote. Eight members voted for and eight against. It was therefore agreed that another vote should be taken at the next meeting. The second part of the proposal was withdrawn.

Dr. HOLLOWAY (South Africa) recorded the following statement:

"In accepting in Article 65 (3) the words 'shall be admitted to the Organization on such terms as may be determined', the Delegation of South Africa does not accept this phrase to mean that lesser rights in regard to representation or voting may be given to those territories than to other members. The Delegation of South Africa considers it would not be realistic to expect a territory to accept all the obligations of the Charter while denying it certain rights".

The suggestion of the Legal Drafting Committee to change the words "proposed by the competent member having responsibility for the formal conduct of its diplomatic relations" to "which is proposed by the competent member" was rejected.

Paragraph 5

Mr. AUGENTHALER (Czechoslovakia) suggested that "after consultation with the Trusteeship Council" should be added to this paragraph.

Dr. COOMBS (Australia) thought that this was rather a matter which would be taken care of by the United Nations when the agreement of relationship was being negotiated.

In view of this comment Mr. AUGENTHALER withdrew his proposal.

Mr. AUGENTHALER (Czechoslovakia) introduced his proposal to add to Article 65 two paragraphs reading as follows:

"6. Members of the Organization which are suspended from the exercise of the rights and privileges of membership of the United Nations shall, upon the request of the latter, be suspended from the rights and privileges of this Organization.

"7. Members of the Organization, which are expelled from the United Nations shall automatically cease to be Members of this Organization".

Mr. FAIVOVICH (Chile) asked what would be the position of non-Members of the United Nations in the Organization and of customs territories were the proposal adopted.

Dr. COOMBS (Australia) supported the general idea underlying the proposal. He would be prepared to accept the first paragraph but doubted the wisdom of that part of the second paragraph which provided that members of the Organization would automatically lose their membership upon expulsion from the United Nations. His Delegation would like some time to consider this proposal further.

Mr. WILCOX (United States) also thought that governments would need further time to consider this proposal. He suggested that the proposal be noted in a footnote to the text of Article 65. If this were done it could be studied further before the World Conference.

This suggestion was adopted and a footnote prepared by the Secretariat approved.