

March 7 p.m.

Lupinetti amendment

Italy

USSR. 8 bis (F)

preference should be given to
disadvantaged. Socialist Committee
should not be overlooked.

Zeghan:

General: This has been splendid debate
 of prep: mixed system & "parallel system"
 viable enterprise. Review after 25 years.
 State and private persons must participate.

arrangement:

activities are organized and
 carried out by BOMBA as in its behalf.

2: ii: other forms of exploitation
 to be decided by BOMBA in
 accordance with Annex 4

Reference to joint venture as
 additional option - not mandatory,
 but as an option.

Friday morning

Lantern pack
negotiable firm

area

participator of dev. bank

State
resource policy

Contribution of applicant

financial arrangement

The other than fact: to be filled
in, not negotiable.

Art. 26 is very complex

preliminary

information

underwriting (pledges, acceptances, etc.)

of nature of negotiable

substance of negotiable

Draft promissory have and for
before making of for and
negotiables.

March 7 -1-

Israel: who is the Authority

Signs Contracts? This →

not clear in RSMT.

Thunder Nancy

Wednesday

1

Templeton

no difficulties about "activities"
it clearly means only "exploration" & ex-
ploration.

"directly" might be re-installed
or could accept "or" instead
of "and".

review: arbitrary cut-off
date of direct system not productive.
~~Not~~ yes, but leave decision
& wisdom of future procedure.

Nigeria:

one place to make decision
by Africans.

Australia: joint venture: must not
be excluded. accept Soviet.

system of review after 25 years -
paid by company & means appropriate
appraisal - review 'capital'.

whose 1 preferred option, however.

Graham's

Revolutionary concept of C. H.,
has left behind socialist and
capitalist ideologies.

Myer's:

Comproress want a separate C. H.
some states say C. H. is of States,
we cannot accept that.

on that of means: we must
encourage private multinationals.
we cannot accept what's part of General
Haber 0 - 6 us.

we are not in favor of parallel
system. we have not been told
for 'the European' a parallel
system is far to be meaningful.
Americans: please!

Beadley: Canada - Australia were

originators of middle-point position
in selected Committee - end effect of
what is parallel = system.

Canada, or Caraca, proposed joint venture system. This concept, also, represents possible compromise.

Review process. We can't look ahead further than 20-25 years.

Various possibilities:

such as more flexible, amenable
 make something come into force
 only when triggered off by some
 contributory mechanism.

Other possibilities of phasing out
 or in, but the main thing is
 to maintain flexibility:

in force 20-25 years. The
 revision, or demands by a qualified
 majority of Assembly.

Interests of many developed states
 may change.

Continuing approval of mixed approach:
 depends on how we handle
 review question
 financing and technology - transfer
 of Enterprise

Making of resource policy (Art. 7)

Basilon:

El Alabi:

Hellner: Joint ventures.

review: yes. not implying that all investment should be considered wasted. There will have to be a serious transitional period to take care of investment, etc.

The way enterprise is dealt with in parallel system is indeed very important. To show the fears of Njunge. Enterprise must be visible.

Perhaps: Strong Authority Control
participation of State-
qualified applicants
Viable "Enterprise"

Thoups Flore

para 2

Sub-item ii must contain
reference to 'determined by Authority'
Authority must program exploration
of an area both by the Enterprise and
other entities. Not at its complete
discretion, but already I believe
spelled out: resource policy criteria.
This could be mentioned in para 2.

Programs: extremely important
Prohibit for land based production.
but also for availability of increased
production. Incentives.

Programs not necessary, negative.

If there is no program, the

Enterprise, no matter how well
financed, etc. might find it-
self without market, since
countries prefer to have their
own companies.

Weekend afternoon

Koh:

so important by process

1. provoke Milwaukee & Chicago
"offer."

2. Review mechanism
within the U.S. system.
Still by Chicago?

Waf

De Sol

Lupinacci

Novakowitch

Rev. Ronald Clarke, O.K.

iers

We cannot afford to
(Tampere) let our efforts

to create a MIEO

Comm H. This has been fully
accepted by international community. We

Wednesday 22 -

must translate it into reality
not just lip service.

Green

Villadsen

Denmark

Concluded

proper to article:

22 bis

art. 41 should provide measure
to finance the Enterprise
add para 2 bis:

a) fee

and royalty.

but also need a amendment:

"including their fees"

royalty referred to in 41 bis.

and some: return to capital markets.
para 6.

Enterprise should also have
technology

amend Ann II in Part I
technology transfer

Key issues

- 1) Max conditional govern, award →
contracts (Art 22 - Annex)
- 2) financing of E.
- 3) revenue Policy power (Art 9)
4. Dispute settlement
5. review clause (20-25 years of
operation).

—
This would make good mix package
with help of problem: Medicines -
Council - Agency, etc.

—
as for a Treaty language → concerns
let's concentrate on art. 22-23 and
reiterate provision of Annex

—
Stirling Gray, March 2

17

although we are not able to
agree on a new system now because
we know too little!

Rathay

Pub

Conceptually unified system
 w/ some balance encouragement
 Bulgaria and direction
 power of Authority

Bulgaria

refers to your reference to

INMARSAT

Japan

DDR. be low price policy. (Cuba)

Par. 2:

Can be a 1 division of
 interest area.

Sierra Leone

mention joint venture

Major
Dunnell

Reynolds: CH: explicit by States
refers to Declaration of
Principles also plea
right of State to doubt.

I find only —

Declaration also means
it mandatorily that
only Australia may
exploit

Russian express doubt

about joint venture, because
they don't understand it.

Knoke

Comparison between operations
and profit.

"in a social sense Euler's"
joint-venture. financing
and technology.

Soudral

Pinto wants a support and
model: pipera model . . .

your system or a parallel system
 no doubt.

Let's also speak of space.

we need a study system

But they are exclusive operators

in the last sense, but

presence of parallel activities of
 those, present companies -- thus
 very clean conditions.

it would be very clear when our
 last they would be helpful.

Then would be a bank, system,
 etc.

not a few change in your
 last that would be accomplished.

but it would be a different
 system.

How is my situation in the
 of em, or of 25 year?

Building some products like our services,
etc.

Cisse: I think that "parallel system"
is acceptable. (valid only to U.S.)

Koh: scheme isn't invariable.
as in question.

do you agree that one year
won't provide money needed
we can't implement it for many
years.

There is any system possible
after the period of many years.

— cannot be the goal to compress
that is a maintenance mixed
system is inevitable?

Pinu: agrees completely with Koh!

Assembly might be empowered to
end the system when the time has
be ready for another system.

Aguela † Mixed system for interim period!

Jayli:

b

Content of article permanent
arrangement rule: "resource to
CH of H. shall explain &
all "Content".

how - regard - procedure
appear: system of devices -
not in Content - of temporary
system of participation of companies, etc.
not financial benefit by developing
network.

of procedure a proper
device technology will be acquired
by following due, that part,
temporary arrangement should
not be embodied in art. 21-22.

Frieda money

no promise, made keeping, and
negotiation are all with us,

under §(b)(1) (b) and (c)

"automaticity" and "discretionary power"

RichardsonPaul

at least three areas of genuine
negotiation.

Contributions

participate - der →

financial arrangements

before entry into contract.

No test of "automaticity"

and "discretionary power" not

accepted in the.

Laló

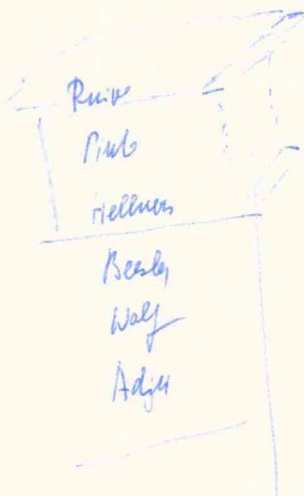
~~Friedrich~~

~~Stephan~~

~~Knut~~

→ Grel

→ Sean ↑



Finds of person

Wed. sp. 3

There is a question of principle not of detail. Should
be in Convent, not in annex.

Review: every five years, by Assembly.

Second: after 20⁵ year, Assembly

Convent & review conference

and see whether regime be

fulfilled in purpose: whether economic

principle have been fulfilled, and

developing countries have benefited,

and economic balance have

the parallel arms be been

maintained.

if revision take place,

principle of C.H. must be

safeguarded in any way.

Frame

Ratifier Review

Agreement: no provisional system is
possible.

afternoon

7

Nigeria's

Lupinacci

Kasner: agreement
agreed

parallel system in a compromise.
The concept of C.H. is that it
must be explained by states.
parallel system being two approaches
close.

accepts, in para 1, "organized" but
question "controlled" "refined" would
be more acceptable.

Lupinacci

para (1) is acceptable as.
embodies a permanent aspect of
an institutional character. There
are permanent institutional aspect

Lupinacci

ideal system = unitary, but,
practically, there must be steps.

I don't understand the issue of
"parallel" if it is to be anything that
organizes but controls everything.

Thompson Flores

general comments:

many references & interconnections.

too different things: set up things now
and revise them later - this would be
O.K. but to build something now
and postpone essential, is not right.

C.H. be want to build up capacity
of every nation to share in C.H.

Every nation has a right to
participate. But they must be
available without discrimination.

Second system: answer this
may participate of states - Endorse.
This introduces parallel system.

Flores:

para 1 ~~are~~ is really not necessary.

Beardly (defers)

series mechanism should be specified.

Carlinick

Pinto's Holman very helpful

we must really clarify what we mean by "inter" and "parallel" systems.

Radkey

Kesman: we do not intend a

multilateral rights of states

to explore and exploit.

Meroukhly limits by Convention

is permitted and 9 degrees and

limits the rights of limits

what occur.

Rights of States must be limited by Convention
not by Authority.

Pink

Diff betwe 77 and "Comprehensive"

(1) No reference to primacy of

Authority a "sole exploiter".

it could be that even though operating through
other agencies.

(2) para 2(i) where the word "or"

is replaced by "and". Meaning:

Parallelism is permanent

(3) 2(ii) "a determination by the Authority"

has been eliminated.

There is no country here that is
not in favor of "limited access"

perhaps one could raise some things

e.g. "a determination by the Authority -
add - in accordance with Art. 9.

perhaps we need a more comprehensive
art. 9.

Richardson

implication are wider than the
clear themselves.

Shows hope for pragmatic relations
parallel system they represent

Considerable effort at accommodation —

though it is not satisfactory to U.S.
government & it now stands.

of course no one will be totally satisfied.

Even so best news all key issues
and provide suitable focus.

Some suggestions that have been made
don't point in compromise but in
different direction.

De Sol

perhaps or shows better than
Para 8 bis . . . This
must clearly define Calicut
to neglect of Brinkley

Richardson on para 4.

Frankle: sure, we have to start somewhere,
but there are many other important problems.

in first Committee we find ourselves in a
 completely new field. Danger is to work
 in abstracts. Exploration - Explor. of
 letters is very costly. Let's not discourage
 them to want to do it. People who spend
 billions of money want some
 security, like "bullet".

What limitation: do we want a
 superstate? With arbitrary power?
 No discretionary power must be given
 to the Authority.

Thompson Floor

para 4: Pithers amendment
 open a loop hole

~~Kitt~~

orego

Koh. summary discussion

Developments under want expansion
 role of Authority

Other want guarantee of themselves
 from the Company's.

History - parallel.

Contracted cost or should spell out
 predicted differences between the
 package - a Railway Corp. - demand
 by independent users could be
 incorporated in military provider
 System: through lease contracts.
 don't they mean so? How's business!

Aguilar: question a procedure.

Helm: guarantee shells Europe
 a new contract, with in fact be born.
 I don't want to diminish role of
Authority. I want it strong, but
 I have certain doubts about visibility
of enterprise.

We might have to invent such
 way to have to Authority predominant.

Financing and selling = key of Europe
 must be discussed.

Turkey

Agnita: fines regime -

transitor regime: = Convent -

Amst.

temporal regime must be
established.

max diff of 77 - 6 + :

(1) word "Exclusivity" deleted.

2 "or" - "and"

etc. etc.

Nepal

we don't understand anything

we don't know anything

let's wait 25 year.

Turkey

inter period

Toren

(Cuba)?

ble ble

Viken

Poland?

Index: 1. Pipea

Portugal

Pinto

Illustration of "parallel system"

Analysis with "Mixed economy" quite
empty.

but broader C.H. and context
- Vienna Treaty provisions:

All state to participate in
benefit, also developing countries, etc.

System must strike a balance -
also not matter whether gov. or
united, public or private...

it must be in accordance C.H.

State right

revision

but revision is a general problem,
involving whole package of other
related treaties as a part. That
helping in final clause.

Somchai

C.H.

... but revision here means
"phasing out" what is completely
discouraging for Companies.

Sani

We aren't getting anywhere,
debate on no structure.

We can't go back on the
policy principles we have
adopted. Economics is
not all. Principles are
paramount and enduring.

There is no work of changing
anything there.

Then there are 6 windows.
Then we have to be empirical.

Logan

U.K. not all individual countries
are in form of parallel system
we are to support free enterprise
system!

Bagdad:

Automatic success
of "market" system -
25 years we must agree
on this future system now
~~it~~ =

am. 22

Ratner:

Basic quest - : parallel system?
to what extent? Must Ratner be
all over the dominant? : 1.1 represent
massive in a whole.

"Automatic" is out

Even explicit comparison possible.

Beasley

It also shall be "prevention"

-- "proper management" by the Authority.

Article: involves an interim
period. Review claim -
essential element.

Koh, summarizes Ratner as: what
public sector in key sectors or infrastructure.
for me: Public. private a water company.
in municipal Gov.

5 implications - first para
1) all explicit expenses to Authority

- (2) no other expts in area
 (3) all expts controlled by Rules
 (4) no " not controlled
 (5) regional control: Authority =
 derived from and subject to Art. 21
 22.

Concluded: Let's be explicit -
 product.

Region

Same:

broadly we all know what C.H.
 means, and ✓ to accept it.
 Economic interests need not be
 paramount.

we are looking at a broad
 spectrum.

Authority is not necessarily
 central, but we are part of it.

Action: (A few) refer to
 proposal of 77.
 directly controlled