



ICSID

**International Centre
for Settlement of
Investment Disputes**

**Ninth
Annual Report 1974/1975**

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Contents

	<i>Page</i>
Letter of Transmittal	2
Introduction	3
Signatures and Ratifications	3
Information Activities	3
Advance Acceptance of the Jurisdiction of the Centre	4
Submission of Disputes to the Centre	4
Investment Laws of the World	6
Eighth Annual Meeting of the Administrative Council; Subsequent Action by the Council	6
Action by Contracting States Pursuant to the Convention	6
Finance	7
Bibliography	7

Annexes

1. List of Contracting States and Other Signatories of the Convention	8
2. Members of the Administrative Council and Officials of the Centre	10
3. List of the Members of the Panels of Conciliators and Arbitrators	11
4. Provisions Relating to ICSID in International Agreements and National Laws	21
5. Resolutions of the Administrative Council	29
6. Financial Statement	30
7. Legal Bibliography Relating to the Centre	31

International Centre for Settlement of Investment Disputes

August 15, 1975

Dear Mr. Chairman:

Pursuant to Administrative and Financial Regulation 4(4), I hereby submit to the Administrative Council for its approval the Annual Report on the operation of the International Centre for Settlement of Investment Disputes required by Article 6(1)(g) of the Convention on the Settlement of Investment Disputes between States and Nationals of Other States. This ninth Annual Report covers the fiscal year July 1, 1974 to June 30, 1975.

The report includes the audited financial statement of the Centre, presented pursuant to Administrative and Financial Regulation 18.

Sincerely yours,



A. Broches
Secretary-General

Mr. Robert S. McNamara
Chairman
Administrative Council
International Centre for Settlement of Investment Disputes

Introduction

The steady growth of ICSID's role on the international investment scene, noted in earlier annual reports, has continued during 1974/75. The year under review has seen further progress in the fulfillment of the Centre's objectives.

The Centre's membership continued to expand. The investment community has shown a growing awareness of the advantages of providing for recourse to the procedures established by the Convention in the event that international investment disputes cannot be resolved through negotiation or other amicable means. This growing awareness is evidenced by the ever-increasing number of investment arrangements in which the parties have accepted the jurisdiction of ICSID. The Secretariat of the Centre has continued to encourage the use of the Centre's facilities and is regularly being requested to assist investors and host countries in making provision for submission to the jurisdiction of ICSID. The five disputes submitted to the Centre have reached different procedural stages, but no final award has yet been rendered. As regards the Centre's investment legislation project, it is proceeding on schedule.

Signatures and Ratifications

During 1974/75 the Convention was signed successively by Romania, The Gambia and Australia, and ratified by The Gambia. As of June 30, 1975, 71 States had signed the Convention and 66 States had deposited their instruments of ratification.

The Centre was approached by officials of several countries, sometimes following requests from investment circles or industrialists in these countries, for the purpose of exploring the possibility of joining ICSID. Some Governments stated their intention to submit the Convention for parliamentary ap-

proval and asked the Centre for specific information on the steps required for signature and ratification of the Convention.

A tabulation of the Contracting States and other signatories of the Convention appears in Annex 1.

Information Activities

The activities of the Centre's Secretariat, as in the past years, consisted in great part in furnishing, on a wide-scale, information on the use of the Centre's facilities. Such activities ranged from discussions with Governments of States desirous to become members of ICSID to the distribution of general information material and the furnishing of specific advice to interested parties. Although the Centre's procedures are already accepted by large segments of the investment community as the most suitable means of settling disputes, further efforts will be required to make the Centre better known among potential users. The Centre has noted with satisfaction that public and private groups concerned with international investment have requested extensive documentation for further distribution by these groups among interested parties.

In addition to distributing information material¹ to an ever increasing number of interested parties, members of the Secretariat have initiated or participated in discussions at various levels for the purpose of further stimulating interest in the Centre's disputes settlement procedures. The Secretariat has many contacts with public and private entities and a number of symposia, seminars and other conferences have been devoted to or have included discussions of the Centre's procedures.

¹ A list of the Publications of ICSID (Document ICSID/7) is available on request.

The Secretary-General spoke at the Tenth Commonwealth Mining and Metallurgical Congress in Ottawa in September 1974, on the subject of Foreign Investment and the Mining Sector in the Developing Countries, and at the Conference on International Commercial Arbitration, held in London in October 1974 under the auspices of the British Institute of International and Comparative Law, on the subject of Arbitration in Investment Disputes. He participated in symposia on the Prevention and Solution of Economic Conflicts, held in Menton (France) in October 1974 and June 1975 under the auspices of the Académie Mondiale pour la Paix, and in the 56th Meeting of the International Law Association and the Fifth International Arbitration Congress, both held in New Delhi in January 1975. He also lectured on International Economic Conflicts and their Solution at the regional session for Central America and the Caribbean of the Hague Academy of International Law, held in Caracas in March 1975.

Advance Acceptance of the Jurisdiction of the Centre

The confidence which prospective parties to investment arrangements place in the Centre's procedures has a clear impact on many investment decisions. The Secretariat has noted a significant increase in the number of inquiries from parties about to enter into investment agreements. The response of the Centre has frequently included specific advice with respect to the applicability of the Centre's jurisdiction to particular features of transactions under consideration and the most suitable way of providing for submission to the Centre of disputes which might arise out of such transactions. It may be useful in this connection to stress once again that, since the Centre is an institution of limited jurisdiction, care should be exercised to draw provisions for consent to

conciliation or arbitration in such a way as to fulfill all necessary jurisdictional requirements. The Centre has prepared a set of model clauses for use in international investment agreements² which may be helpful in this respect. In addition, the Secretariat stands ready to assist parties in the formulation of clauses for more complicated investment agreements so that proper and effective use may be made of the Convention.

Investors from non-member countries and parties proposing to invest in non-member countries have repeatedly approached the Centre to inquire whether they could make use of the mechanisms laid down in the Convention and the Arbitration Rules. In such circumstances, the Centre frequently advised the parties to provide for arbitration as much as possible in accordance with those mechanisms. Sometimes such alternative procedures are resorted to pending accession by the States concerned to the Convention and the availability of the Centre's jurisdiction to the parties involved.

As was reported in previous Annual Reports, a number of bilateral treaties for the protection and promotion of foreign investments and investment laws of host countries provide for the acceptance of the jurisdiction of the Centre as a means of settling disputes. A list of such treaties and laws which was drawn up with the cooperation of Contracting States is set forth in Annex 4 to this Report.³

Submission of Disputes to the Centre

1. *Holiday Inns/Occidental Petroleum vs Government of Morocco*

Relevant data concerning the progress of this case, which was registered by the Centre in 1972, were presented in the Seventh

² Document ICSID/5.

³ The list is also set forth in Document ICSID/9.

and Eighth Annual Reports. In view of the complexity of the questions of law and fact raised in the written proceedings, the Tribunal decided that certain issues were to be presented seriatim at successive stages of the oral proceedings. Hearings were held in Paris on August 22 to 25, 1974, followed by an interim decision of the Tribunal on September 23, 1974, and on November 16 and 17, 1974, followed by a further interim decision of the Tribunal on January 19, 1975. A third set of hearings were held in Paris on February 19 to 22, and April 9, 12 and 13, 1975. The Tribunal is presently deliberating on the submissions made at these hearings.

2. *Adriano Gardella SpA vs Government of Ivory Coast*

As was reported in the Eighth Annual Report, this case was registered by the Centre in March 1974. The Arbitral Tribunal was constituted by both parties and its constitution was completed on October 7, 1974. The Arbitral Tribunal is composed of Me. Edouard Zellweger, appointed by the claimant, and Me. Dominique Poncet, appointed by the respondent, as members, and Mr. André Panchaud, appointed by agreement of the parties, as President. All three are of Swiss nationality and the place of proceedings is Geneva. After a preliminary meeting on October 21, 1974, the Tribunal met with the representatives of the parties on November 25, 1974, and fixed time limits for the filing of a memorial and a counter-memorial respectively. These written pleadings having been duly filed, the Tribunal met on April 17, 1975, for deliberations and ordered the submission by the claimant of a reply by June 5, 1975, later postponed to July 10, 1975, and by the respondent of a rejoinder by September 9, 1975.

3. *Alcoa Minerals of Jamaica, Inc. vs Government of Jamaica; Kaiser Bauxite Company vs Government of Jamaica; Reynolds*

Jamaica Mines and Reynolds Metals Company vs Government of Jamaica

As was reported in the Eighth Annual Report, these cases were registered by the Centre in June 1974. Each of the claimants appointed Mr. Elihu Lauterpacht (British) as arbitrator. Jamaica did not appoint an arbitrator. As the Tribunals had not been constituted within 90 days of the date of dispatch by the Secretary-General of the notice of registration to the parties, each of the claimants, on November 8, 1974, requested the Chairman of the Administrative Council, pursuant to Article 38 of the Convention and Arbitration Rule 4, to appoint two arbitrators and to designate an arbitrator as the President of the Tribunal. The Chairman, after consultations in accordance with Arbitration Rule 4(2), appointed Mr. Jorgen Trolle (Danish) and Mr. Fuad Rouhani (Iranian)⁴ as arbitrators, and designated Mr. Trolle as the President of the Tribunal in each of the cases. The Tribunals were constituted on December 16, 1974. However, Mr. Elihu Lauterpacht, upon assuming his duties as Legal Adviser of the Department of Foreign Affairs of the Government of Australia, resigned with the Tribunals' consent given on February 3, 1975. Each of the claimants then appointed Sir Michael Kerr (British) as arbitrator to the respective Tribunals. The Tribunals were reconstituted on March 10, 1975.

On April 2, 1975, the three Tribunals held their first session to which the parties had been convened at the Seat of the Centre. Jamaica did not appear and was not represented at this session. On April 3, 1975, the Tribunals issued procedural orders pursuant to which (i) each claimant was to file by May 4, 1975, a memorial stating the nature of its claim and the relief sought, and pre-

⁴ In the exercise of his power under Article 13(2) of the Convention, the Chairman, on November 19, 1974, designated Mr. F. Rouhani to the Panel of Arbitrators.

senting a full argument on jurisdiction, and (ii) Jamaica was to file counter-memorials by June 11, 1975. The memorials were duly filed, but no counter-memorials were received by the Centre.⁵ The Tribunals will meet in Paris for deliberations on July 5, 1975.

Investment Laws of the World

The Centre's investment legislation project, in the form of a loose-leaf service prepared by the Centre, is being published and sold commercially by Oceana Publications, Inc. of Dobbs Ferry, New York. The service deals on a country-by-country basis with internal law and international agreements affecting foreign investment, and consists of a compilation of constitutional, legislative, regulatory and treaty materials. These materials have been computer-prepared and coded in such a way as to provide for uniformity of treatment of the countries covered in the publication. The material is arranged by titles and has concordance tables with cross-references. It is periodically updated and supplemented as necessary with the assistance of a network of national correspondents. The publication is initially limited to 52 developing countries that are parties to the Convention. Seven volumes are now projected of which the first five are already available from the publisher. They include Afghanistan, Botswana, Burundi, Cameroon, Chad, Dahomey, Gabon, Ghana, Indonesia, Ivory Coast, Jamaica, Jordan, Kenya, Korea, Liberia, Malagasy Republic, Malaysia, Mauritania, Morocco, Nepal, Niger, Nigeria, Pakistan, Senegal, Singapore, Somalia, Swaziland, Taiwan, Tunisia, Uganda, Yugoslavia, Zaire and Zambia. Volume VI,

scheduled for publication in September 1975, will include Congo, Central African Republic, Egypt, Sri Lanka, Togo and Upper Volta.

Eighth Annual Meeting of the Administrative Council; Subsequent Action by the Council

The Eighth Annual Meeting of the Administrative Council of the Centre took place on October 3, 1974, in Washington, D.C. in conjunction with the Annual Meeting of the Board of Governors of the International Bank for Reconstruction and Development. At this meeting the Council reelected Mr. A. Broches to the post of Secretary-General, to serve until the 1980 Annual Meeting of the Administrative Council of the Centre, and determined the conditions of his service; approved the Eighth Annual Report on the operation of the Centre; and approved the budget for fiscal year 1975. On February 28, 1975, the Administrative Council adopted by correspondence an amendment to the Administrative and Financial Regulations of the Centre. The relevant resolutions are reproduced in Annex 5.

Action by Contracting States Pursuant to the Convention

Pursuant to Article 13 of the Convention, each Contracting State may designate up to four persons to serve on each of the two Panels maintained by the Centre, and the Chairman of the Administrative Council may designate up to ten persons to each Panel. Forty States, as well as the Chairman, have made designations, and the Panel of Conciliators now contains 134 names and the Panel of Arbitrators 138. A list of the members of both Panels is set forth in Annex 3.⁶ The Centre has reminded States which have not yet done so to make designations to the Panels in order to offer the widest possible

⁵ The Centre has been informed that Kaiser Bauxite Company, and Reynolds Jamaica Mines and Reynolds Metals Company each have signed Heads of Agreement with the Government of Jamaica which provide that, upon satisfaction of specified conditions, they will discontinue the arbitration proceedings brought by them before the Centre.

⁶ The list is also set forth in Document ICSID/10, dated May 15, 1975.

choice of qualified persons to parties to litigation, and to the Chairman of the Administrative Council if he is called upon to appoint conciliators or arbitrators.

There have also been further designations under Article 54(2) of the Convention of a competent court or other authority to which requests for recognition or enforcement of arbitral awards rendered pursuant to the Convention are to be furnished. Forty six States have so far notified the Centre of such designations.

Pursuant to Administrative and Financial Regulation 19, a list⁷ has been prepared indicating for each Contracting State:

(a) the date on which the Convention entered into force with respect to it;

(b) any territories excluded pursuant to Article 70 of the Convention and the dates on which the notice of exclusion and any modification of such notice were received by the depositary;

(c) any designation, pursuant to Article 25(1) of the Convention, of constituent subdivisions or agencies to whose investment disputes the jurisdiction of the Centre extends;

(d) any notification, pursuant to Article 25(3) of the Convention, that no approval by the State is required for the consent by a constituent subdivision or agency to the jurisdiction of the Centre;

(e) any notification, pursuant to Article 25(4) of the Convention, of the class or classes of disputes which the State would or would not consider submitting to the jurisdiction of the Centre;

(f) the competent court or other authority for the recognition and enforcement of arbitral awards, designated pursuant to Article 54(2) of the Convention;

(g) any legislative or other measures taken, pursuant to Article 69 of the Conven-

tion, for making its provisions effective in the territories of the State and communicated by the State to the Centre.

This list, which is being supplemented periodically, is available upon request from the Secretariat of the Centre.

Finance

The Financial Statement of the Centre for Fiscal Year 1975 is set forth in Annex 6. The expenditures of the Centre were again covered entirely by the value of the services and facilities made available by the Bank free of charge pursuant to the Memorandum of Administrative Arrangements concluded between the Bank and the Centre in February 1967,⁸ and by income from the sale of publications. Thus it was not necessary to assess any excess expenditures to the Contracting States pursuant to Article 17 of the Convention.

The Centre's expenses which are attributable to the pending arbitration proceedings are borne by the parties in accordance with the Centre's Administrative and Financial Regulations. In accordance with these Regulations, the Secretary-General calls on the parties from time to time to make advance deposits to defray the expenses of the proceedings.

Bibliography

Annex 7 sets forth an addition to the bibliography of legal studies on the Convention and the Centre presented in the previous Annual Reports.

A consolidated bibliography, which includes publications containing the texts of the Convention and the Institution, Conciliation and Arbitration Rules, and books, articles and reports concerning the Convention and the Centre, is available from the Centre on request.

⁷ Document ICSID/8, revised as of September 15, 1974.

⁸ The text of which is set forth in Annex 5 of the First Annual Report, in relation to AC(IM)/RES/3.

Annex 1

List of Contracting States and Other Signatories of the Convention

(As of June 30, 1975)

The 71 States listed below have signed the Convention on the dates indicated. The names of the 66 States that have deposited instruments of ratification are capitalized, and the dates of such deposit and of the attainment of the status of Contracting State by the entry into force of the Convention for each of them are also indicated.

State	Signature	Deposit of Ratification	Entry into Force of Convention
AFGHANISTAN	Sep 30, 1966	Jun 25, 1968	Jul 25, 1968
Australia	Mar 24, 1975		
AUSTRIA	May 17, 1966	May 25, 1971	Jun 24, 1971
BELGIUM	Dec 15, 1965	Aug 27, 1970	Sep 26, 1970
BOTSWANA	Jan 15, 1970	Jan 15, 1970	Feb 14, 1970
BURUNDI	Feb 17, 1967	Nov 5, 1969	Dec 5, 1969
CAMEROON	Sep 23, 1965	Jan 3, 1967	Feb 2, 1967
CENTRAL AFRICAN REPUBLIC	Aug 26, 1965	Feb 23, 1966	Oct 14, 1966
CHAD	May 12, 1966	Aug 29, 1966	Oct 14, 1966
CHINA	Jan 13, 1966	Dec 10, 1968	Jan 9, 1969
CONGO, PEOPLE'S REPUBLIC OF	Dec 27, 1965	Jun 23, 1966	Oct 14, 1966
CYPRUS	Mar 9, 1966	Nov 25, 1966	Dec 25, 1966
DAHOMY	Sep 10, 1965	Sep 6, 1966	Oct 14, 1966
DENMARK	Oct 11, 1965	Apr 24, 1968	May 24, 1968 ¹
EGYPT, ARAB REPUBLIC OF	Feb 11, 1972	May 3, 1972	Jun 2, 1972
Ethiopia	Sep 21, 1965		
FINLAND	Jul 14, 1967	Jan 9, 1969	Feb 8, 1969
FRANCE	Dec 22, 1965	Aug 21, 1967	Sep 20, 1967
GABON	Sep 21, 1965	Apr 4, 1966	Oct 14, 1966
GAMBIA, THE	Oct 1, 1974	Dec 27, 1974	Jan 26, 1975
GERMANY	Jan 27, 1966	Apr 18, 1969	May 18, 1969 ²
GHANA	Nov 26, 1965	Jul 13, 1966	Oct 14, 1966
GREECE	Mar 16, 1966	Apr 21, 1969	May 21, 1969
GUINEA	Aug 27, 1968	Nov 4, 1968	Dec 4, 1968
GUYANA	Jul 3, 1969	Jul 11, 1969	Aug 10, 1969
ICELAND	Jul 25, 1966	Jul 25, 1966	Oct 14, 1966
INDONESIA	Feb 16, 1968	Sep 28, 1968	Oct 28, 1968
Ireland	Aug 30, 1966		
ITALY	Nov 18, 1965	Mar 29, 1971	Apr 28, 1971
IVORY COAST	Jun 30, 1965	Feb 16, 1966	Oct 14, 1966
JAMAICA	Jun 23, 1965	Sep 9, 1966	Oct 14, 1966
JAPAN	Sep 23, 1965	Aug 17, 1967	Sep 16, 1967
JORDAN	Jul 14, 1972	Oct 30, 1972	Nov 29, 1972
KENYA	May 24, 1966	Jan 3, 1967	Feb 2, 1967
KOREA	Apr 18, 1966	Feb 21, 1967	Mar 23, 1967
LESOTHO	Sep 19, 1968	Jul 8, 1969	Aug 7, 1969
LIBERIA	Sep 3, 1965	Jun 16, 1970	Jul 16, 1970
LUXEMBOURG	Sep 28, 1965	Jul 30, 1970	Aug 29, 1970
MALAGASY REPUBLIC	Jun 1, 1966	Sep 6, 1966	Oct 14, 1966
MALAWI	Jun 9, 1966	Aug 23, 1966	Oct 14, 1966

¹ Denmark excluded, by a notification received on May 15, 1968, the Faroe Islands; by a notification received on October 30, 1968, Denmark extended the application of the Convention to the Faroe Islands as of January 1, 1969.

² Germany declared, on depositing its instrument of ratification, that the Convention would also apply to the Land Berlin.

State	Signature	Deposit of Ratification	Entry into Force of Convention
MALAYSIA	Oct 22, 1965	Aug 8, 1966	Oct 14, 1966
MAURITANIA	Jul 30, 1965	Jan 11, 1966	Oct 14, 1966
MAURITIUS	Jun 2, 1969	Jun 2, 1969	Jul 2, 1969 ³
MOROCCO	Oct 11, 1965	May 11, 1967	Jun 10, 1967
NEPAL	Sep 28, 1965	Jan 7, 1969	Feb 6, 1969
NETHERLANDS	May 25, 1966	Sep 14, 1966	Oct 14, 1966 ⁴
New Zealand	Sep 2, 1970		
NIGER	Aug 23, 1965	Nov 14, 1966	Dec 14, 1966
NIGERIA	Jul 13, 1965	Aug 23, 1965	Oct 14, 1966
NORWAY	Jun 24, 1966	Aug 16, 1967	Sep 15, 1967
PAKISTAN	Jul 6, 1965	Sep 15, 1966	Oct 15, 1966
Romania	Sep 6, 1974		
SENEGAL	Sep 26, 1966	Apr 21, 1967	May 21, 1967
SIERRA LEONE	Sep 27, 1965	Aug 2, 1966	Oct 14, 1966
SINGAPORE	Feb 2, 1968	Oct 14, 1968	Nov 13, 1968
SOMALIA	Sep 27, 1965	Feb 29, 1968	Mar 30, 1968
SRI LANKA	Aug 30, 1967	Oct 12, 1967	Nov 11, 1967
SUDAN	Mar 15, 1967	Apr 9, 1973	May 9, 1973
SWAZILAND	Nov 3, 1970	Jun 14, 1971	Jul 14, 1971 ⁵
SWEDEN	Sep 25, 1965	Dec 29, 1966	Jan 28, 1967
SWITZERLAND	Sep 22, 1967	May 15, 1968	Jun 14, 1968
TOGO	Jan 24, 1966	Aug 11, 1967	Sep 10, 1967
TRINIDAD AND TOBAGO	Oct 5, 1966	Jan 3, 1967	Feb 2, 1967
TUNISIA	May 5, 1965	Jun 22, 1966	Oct 14, 1966
UGANDA	Jun 7, 1966	Jun 7, 1966	Oct 14, 1966
UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND	May 26, 1965	Dec 19, 1966	Jan 18, 1967 ⁶
UNITED STATES OF AMERICA	Aug 27, 1965	Jun 10, 1966	Oct 14, 1966
UPPER VOLTA	Sep 16, 1965	Aug 29, 1966	Oct 14, 1966
YUGOSLAVIA	Mar 21, 1967	Mar 21, 1967	Apr 20, 1967
ZAIRE	Oct 29, 1968	Apr 29, 1970	May 29, 1970
ZAMBIA	Jun 17, 1970	Jun 17, 1970	Jul 17, 1970

³ Until Mauritius attained its independence on March 12, 1968, it was covered by the ratification of the United Kingdom.

⁴ On depositing its instrument of ratification, the Netherlands restricted the application of the Convention to the Kingdom in Europe; by a notification received on May 22, 1970, the Netherlands withdrew that restriction and thus extended the application of the Convention to Surinam and the Netherlands Antilles.

⁵ Until Swaziland attained its independence on September 6, 1968, it was covered by the ratification of the United Kingdom.

⁶ The United Kingdom has, pursuant to Article 70 of the Convention, excluded from its coverage the following territories for whose international relations it is responsible: Jersey • Isle of Man • Southern Rhodesia • Brunei • British Indian Ocean Territory • Pitcairn Islands • British Antarctic Territory • Sovereign Base areas of Cyprus • New Hebrides.

Annex 2

Members of the Administrative Council and Officials of the Centre

(As of June 30, 1975)

Chairman of the
Administrative Council

Robert S. McNamara, *ex officio* as
President, International Bank for
Reconstruction and Development

Contracting State	Representative ¹	Alternate ¹
Afghanistan	Fazal Haque Khaliqyar	Mahammed Sarwar Haidar
Austria	Hannes Androsch	Walter Neudörfer
Belgium	W. De Clercq	Cecil de Strycker
Botswana	M. D. Mokama*	Q. K. J. Masire*
Burundi	Gabriel Mpozagara	Jean Ndimurukundo
Cameroon	Abdoulaye Maikano	Ahmadou Bello
Central African Republic	Jean Paul Mokodop	Joseph Moutou-Mondziaou
Chad	Abdoulaye Lamana	Mahamat Farris
China	Kwoh-Ting Li	Chun-Heng Tu
Congo, People's Republic of	Saturnin Okabe	Daniel Obela
Cyprus	Andreas C. Patsalides	A. C. Afxentiou
Dahomey	Augustin Honvoh	Abou Baba-Moussa
Denmark	Ivar Nørgaard	Wilhelm Ulrichsen
Egypt, Arab Republic of	Mohamed Zaki Shafie	Rafik Sowelem
Finland	Heikki Tuominen	Osmo Kalliala
France	Minister of Finance	Marcel Théron
Gabon	Michel Anchouey	J. Félix Mamalépot
Gambia, The	S. M. Dibba	T. G. G. Senghore
Germany	Hans Apei	Egon Bahr
Ghana	I. K. Acheampong	K. D. Fordwor
Greece	Panayiotis Papaligouras	Evangelos Devletoglou
Guinea	N'Faly Sangaré	Momory Camara
Guyana	F. E. Hope	Harold Wilkinson
Iceland	Olafur Johannesson	Matthias A. Mathiesen
Indonesia	Rachmat Saleh	Julianto Moeliodihardjo
Italy	Guido Carli	Paolo Baffi
Ivory Coast	Henri Konan Bédié	Abdoulaye Kone
Jamaica	David H. Coore	G. Arthur Brown
Japan	Masayoshi Ohira	Teiichiro Morinaga
Jordan	Hanna Odeh	Hashim Dabbas
Kenya	Mwai Kibaki	Nicholas Nganga
Korea	Yong Hwan Kim	Sung Whan Kim
Lesotho	E. R. Sekhonyana	S. Montsi
Liberia	Edwin Williams	D. Franklin Neal
Luxembourg	Raymond Vouel	Albert Dondelinger
Malagasy Republic	Rakotovao Razakaboana ²	Rajaona Andriamananjara ²
Malawi	D. T. Matenje	C. W. Collins
Malaysia	Hussein bin Onn	Abdullah bin Ayub
Mauritania	Sidi Ould Cheikh Abdallahi	Ibrahima A. Ba
Mauritius	Keharsingh Jagatsingh	Bramduth Ghoorah
Morocco	Abdelkader Benslimane	Mustapha Faris
Nepal	Bhekh B. Thapa	B. B. Pradhan
Netherlands	W. F. Duisenberg	J. P. Pronk
Niger	Alfidja Abderrahmane	Annou Mahaman
Nigeria	G. U. Osakwe*	A. A. Ayida
Norway	Per Kleppe	Thomas Løvold*
Pakistan	Rana Mohammad Hanif Khan	A. G. N. Kazi
Senegal	Ousmane Seck	Famara Ibrahima Sagna
Sierra Leone	C. A. Kamara-Taylor	B. Strasser-King
Singapore	Hon Sui Sen	Howe Yoon Chong
Somalia	Abdurahman Nur Herzi	Mohamud Jama Ahmed
Sri Lanka	N. M. Perera	Lal Jayawardena ²
Sudan	Mamoun Beheiry	Awad Ahmed Khalifa
Swaziland	James Nxumalo	V. E. Sikhondze
Sweden	G. E. Sträng	Kjell-Olof Feldt
Switzerland	Felix Schnyder*	Guy Hentsch*
Togo	Henri Dogo	Damien Eklou-Natey
Trinidad and Tobago	G. M. Chambers	F. B. Rampersad
Tunisia	Mustapha Zaanouni	Rachid Sfar
Uganda	Semyano Kiingi	Jino Geria
United Kingdom	Gordon Richardson	Sir Douglas Wass
United States of America	Maxwell M. Rabb*	Margaret C. Scott*
Upper Volta	Antoine Dakouré	Pierre Tahita
Yugoslavia	Momcilo Cemović	Miodrag Stojiljkovic
Zaire	Bofossa w'Amb'ea Nkoso	Mbeka Makosso
Zambia	A. B. Chikwanda	L. J. Mwananshiku

Secretary-General

A. Broches

¹ Except for the persons indicated by an asterisk (*), the Representatives and Alternates named are, respectively, Governors or Alternate Governors of the Bank, serving *ex officio* on the Administrative Council, pursuant to Article 4(2) of the Convention.

² Appointment effective after June 30, 1975.

Annex 3**List of the Members of the Panels of Conciliators and Arbitrators**

(As of June 30, 1975)

PART I. Designating Authority: Contracting State

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
AUSTRIA		
C	Dr. Ladislaus BLASCHEK Bundeskammer der gewerblichen Wirtschaft	Jul 3, 1978
C	Dr. Helmut HASCHEK Chairman, Board of Management, Oesterreichische Kontrollbank AG	Jul 3, 1978
A	Dr. Demetre KALUSSIS Professor of the Hochschule fuer Welthandel	Jul 3, 1978
C	Dr. Werner MELIS Director, Austrian Federal Economic Chamber	Jul 3, 1978
C	Dr. Wolfgang OEHLER Chief Manager, International Division, Oesterreichische Laenderbank AG	Jul 3, 1978
A	Dr. Philipp RIEGER Board of Directors, Austrian National Bank	Jul 3, 1978
A	Dr. Nikolaus SCHMIDT-CHIARI Director, Creditanstalt-Bankverein	Jul 3, 1978
A	Dr. Fritz SCHOENHERR Professor at the University of Vienna	Jul 3, 1978
BELGIUM		
A	Baron H. ANSIAUX Gouverneur honoraire de la Banque Nationale de Belgique	May 20, 1977
C	M. Paul CALLEBAUT Président de la Société Nationale de Crédit à l'Industrie	Dec 28, 1978
C	M. André DEQUAE Ancien Ministre, Président de la Chambre des Représentants	Dec 28, 1978
A	M. Franz DE VOGHEL Président de l'Institut de Réescompte et de Garantie	May 20, 1977
A	M. Robert HENRION Ancien Ministre, Président de la Société Générale de Banque	May 20, 1977
C	M. Maurits NAESSENS Administrateur Délégué, Directeur Général de la Banque de Paris et des Pays-Bas, Belgique	Dec 28, 1978
C	M. Jean REY Ministre d'Etat et Président de la Cour d'Arbitrage de la Chambre de Commerce Internationale	May 20, 1977
A	Baron J. VAN HOUTTE Ministre d'Etat et Ancien Premier Ministre	May 20, 1977
CENTRAL AFRICAN REPUBLIC		
A	M. Victor BOUCHER Directeur Général du Commerce et de l'Industrie	Aug 28, 1980
A	M. Celestin GAOMBALET Directeur au Commissariat au Trésor Public	Aug 28, 1980
C	M. Fidèle MANDABA-BORNOU Président de la Cour Suprême (Ministère de la Justice et du Travail)	Aug 28, 1980
C	M. Michel GRISS-BEMBE Procureur Général près de la Cour Suprême (Ministère de la Justice et du Travail)	Aug 28, 1980

(continued)

* C = Conciliator A = Arbitrator

** Except as otherwise indicated by a footnote, each Panel Member is a national of the Contracting State which designated him.

*** Panel members whose terms have expired shall, in accordance with Article 15(3) of the Convention, continue in office until their successors have been designated.

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
CENTRAL AFRICAN REPUBLIC (continued)		
C	M. Joseph MANDE-DJAPOU Conseiller à la Cour Suprême	Aug 28, 1980
C	M. Sobangue LEVY Conseiller à la Cour d'Appel	Aug 28, 1980
CHINA		
C	Mr. Hsioh-Kwen SHAO Deputy Director-General, Board of Foreign Trade	May 20, 1981
A	Dr. Joseph K. TWANMOH Attorney-at-law	May 20, 1981
A	Mr. Paul Chung-Tseng TSAI Attorney-at-law	May 20, 1981
C	Mr. Philip WANG Director of Industrial Development and Investment Centre	May 20, 1981
CYPRUS		
C A	Mr. Nicos G. DIMITRIOU Chairman, Electricity Authority of Cyprus	Jul 9, 1979
C A	Mr. Paschalis L. PASCHALIDES Chairman and Managing Director, Hellenic Mining Co., Ltd.	Jul 9, 1979
C A	Mr. Criton G. TORNARITIS Attorney-General	Jul 9, 1979
C A	Mr. Michael A. TRIANTAFYLIDIS President, Supreme Court	Jul 9, 1979
DAHOMEY		
C	M. Antoine BOYA Administrateur Civil en retraite	Jan 29, 1974
C	M. Pierre FOURN Président Honoraire de la Chambre de Commerce et d'Industrie du Dahomey	Jan 29, 1974
A	M. Idelphonse LEMON Directeur Général de la Société Dahoméenne de Banque	Jan 29, 1974
A	Me Louis IGNATIO-PINTO Judge, International Court of Justice	Jan 29, 1974
DENMARK		
C A	Mr. H. KROG High Court Judge	Aug 20, 1979
C A	Mr. I. FOIGHEL Professor, LL.D.	Aug 20, 1979
C A	Mr. J. TROLLE President of the Supreme Court	Aug 20, 1979
C A	Mr. H. TOPSØE-JENSEN President of the Maritime and Commercial Court	Aug 20, 1979
FINLAND		
C A	Dr. Bengt H. G. A. BROMS Rapporteur, Commission on the Effect of War and International Conflicts	Dec 6, 1980
FRANCE		
C A	M. Jean-Jacques DE BRESSON Conseiller d'Etat	Jun 17, 1980
A	M. René-Jean DUPUY Professeur à la Faculté de Droit et des Sciences Economiques de Nice, Secrétaire Général de l'Académie de Droit International de la Haye	Jun 17, 1980

(continued)

CONTRACTING STATE Panel *	NAME** Title	Terminal Date of Designation***
FRANCE (continued)		
C	M. Jean PORTEMER Conseiller à la Cour de Cassation	Jun 17, 1980
C A	M. Paul FEUTER Professeur à la Faculté de Droit et des Sciences Economiques de Paris	Jun 17, 1980
C	M. Henry TOUBAS Avocat Général à la Cour de Cassation	Jun 17, 1980
A	M. Michel VIRALLY Professeur à l'Université de Genève et à l'Institut de Hautes Etudes Internationales	Jun 17, 1980
GABON		
C A	M. Léon AUGÉ Président de la Chambre Administrative de la Cour Suprême	Jun 24, 1978
C A	M. Jean-Pierre LEMBOUMBA Commissaire au Plan	Jun 24, 1978
C A	M. Marc MBA-NDONG Secrétaire Général du Ministère des Affaires Economiques, du Commerce et de l'Economie Rurale	Jun 24, 1978
C A	M. Jean François NTOUTOUME Secrétaire Général du Conseil Gabonais des Chargeurs	Jun 24, 1978
GERMANY		
A	Prof. Dr. A. BÜLOW Retired Staatssekretär	Apr 20, 1976
C	Dr. Gerhard GÖTTE Vorstandsmitglied der Kreditanstalt für Wiederaufbau	Apr 20, 1976
A	Prof. Dr. Günther JAENICKE	Apr 20, 1976
C	Dr. Hermann JANNSEN Stellv. Vorsitzender des Aufsichtsrates der Berliner Handels-Gesellschaft, Frankfurter Bank	Apr 20, 1976
C	Dr. Paul KREBS Generalbevollmächtigter Deutsche Bank A.G.	Apr 20, 1976
A	Dr. Karl-Heinz LEHMANN Rechtsanwalt	Apr 20, 1976
A	Dr. Hans PINCKERNELLE Rechtsanwalt	Apr 20, 1976
C	Dr. Hans A. WUTTKE Mitinhaber des Bankhauses M. M. Warburg-Brinckmann, Wirtz & Co., Hamburg	Apr 20, 1976
GHANA		
A	The Hon. Mr. Justice P. D. ANIN Judge of the Supreme Court	Jun 30, 1977
C	The Hon. Mr. Justice Fred K. APALOO, LL.B. Judge of the Supreme Court	Jun 30, 1977
A	Dr. S. K. B. ASANTE Deputy Attorney-General	Jun 30, 1977
A	U. V. CAMPBELL, Esq., M.A., LL.B. Barrister-at-Law	Jun 30, 1977
C	Mr. J. H. FRIMPONG-ANSAH, B.Sc. (Econ) Vice-Chairman of the Deputies of the Committee of Twenty	Jun 30, 1977
C	Mr. E. P. L. GYAMPOH, B.A. Solicitor and Advocate	Jun 30, 1977
C	Frank MENSA-BONSU Esq., B.A. Barrister-at-Law	Jun 30, 1977 (continued)

Annex 3 (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
GHANA (continued)		
A	Mr. Victor OWUSU, B.Sc. (Econ), LL.B. Barrister-at-Law	Jun 30, 1977
GUINEA		
C A	M. Mamba SANO Assistant, Institut National des Recherches, Conakry	Feb 10, 1975
C A	Me Sy Savane SOULEYMANE Inspecteur Général des Services d'Etat à la Présidence de la République de Guinée	Feb 10, 1975
GUYANA		
C	Mr. Hubert Oswald Earle BARKER, A.A. Retired Secretary to the Treasury, Guyana	Jun 17, 1980
A	Mr. Brynmor Thornton Inniss POLLARD, A.A., S.C. Chief Parliamentary Counsel	Jun 17, 1980
INDONESIA		
C A	Mr. S. H. ATMODININGRAT Retired Senior Official, Ministry of Finance	Dec 31, 1975
C A	Mr. Byanti KHARMAWAN Executive Director, International Monetary Fund	Dec 31, 1975
C A	Prof. Dr. Mochtar KUSUMAATMADJA Professor of International Law, Padjadjaran University	Dec 31, 1975
C A	Prof. R. SUBEKTI Chief Justice, Supreme Court of Justice	Dec 31, 1975
JAMAICA		
A	Mr. Harvey L. DA COSTA Barrister and Attorney-at-Law	Jul 10, 1973
C	Mr. Oswald H. DUNN Attorney-at-Law	Jul 10, 1973
C	Norman HILL, Esq., Q.C.	Apr 16, 1981
C	Mr. Felix M. FOX Managing Director, Seprod Ltd.	Jul 10, 1973
C	Mr. Mayer M. MATALON Company Director	Jul 10, 1973
A	Dr. Kenneth O. RATTRAY Assistant Attorney-General	Jul 10, 1973
A	David MUIRHEAD, Esq., Q.C.	Apr 16, 1981
A	Mr. Deryck STONE	Apr 16, 1981
JAPAN		
C	Mr. Morihisa EMORI Executive Vice-President, Mitsubishi Research Institute Inc.	Dec 17, 1980
A	Mr. Junji HIRAGA President, Showa Electric Wire and Cable Co., Ltd.	Dec 17, 1980
A	Mr. Ichiro KATO Professor, Tokyo University	Dec 17, 1980
A	Mr. Ichiro MATSUDAIRA Chairman, Board of Directors, Bank of Tokyo	Dec 17, 1980
A	Mr. Taiichiro MATSUO President, Marubeni Corporation	Dec 17, 1980
C	Mr. Hisashi MURATA Executive Vice-President, Mitsui and Company, Ltd.	Dec 17, 1980
C	Mr. Naokado NISHIHARA President, Dai-Ichi Mutual Fire and Marine Insurance Company	Dec 17, 1980

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
JAPAN (continued)		
C	Mr. Kumao NISHIMURA Member, Permanent Court of Arbitration	Dec 17, 1980
JORDAN		
C A	Mr. Ahmad AL-KHALIL Advocate	Jun 20, 1979
C A	Mr. Fayiq Farah HALAZUN Retired Judge, Supreme Court and High Court of Justice	Jun 20, 1979
C A	Dr. Hisham R. HASHEM Advocate	Jun 20, 1979
KENYA		
A	Mr. B. Mareka GECAGA Chairman and General Manager, B.A.T. Kenya Ltd.	Jul 25, 1973
A	Mr. James F. H. HAMILTON Advocate	Jul 25, 1973
C	Mr. Brian H. HOBSON Managing Director, East African Breweries Ltd.	Jul 25, 1973
C	Mr. Samuel N. WARUHIU Advocate	Jul 25, 1973
KOREA		
C	Mr. Kyoung Mo CHEUNG Attorney-at-law	Jun 30, 1973
C	Mr. Won Hoon CHUNG Director and Deputy President, Korea Exchange Bank	Jun 30, 1973
A	Mr. Chong Dai KIM Executive Vice-President, Korea Chamber of Commerce and Industry	Jun 30, 1973
C	Mr. Ip Sam KIM Executive Vice-President, The Federation of Korean Industries	Jun 30, 1973
C	Mr. Suk Yoon KOH Attorney-at-law	Jun 30, 1973
A	Mr. Chang Soo LEE Executive Auditor, Korean Traders Association	Jun 30, 1973
A	Mr. Chung Soo OH Chairman of the Board of Directors, Korean Arrowroot Fibre Craft Company, Ltd.	Jun 30, 1973
A	Mr. Pom Sik OH President, Honam Power Co., Ltd.	Jun 30, 1973
LESOTHO		
C A	The Hon. Mr. Justice, J. T. MAPETLA Chief Justice of Lesotho	Aug 16, 1980
C	Mr. T. THAHANE Alternate Executive Director, World Bank Group	Aug 16, 1980
MALAGASY REPUBLIC		
A	M. Césaire MANJAKAVELO Conseiller à la Chambre des Comptes de la Cour Suprême	May 28, 1981
C	M. Zafimahery RAFAMATANANTSOA Avocat Général à la Cour Suprême	May 28, 1981
A	M. Henri RAHARIJAONA Ambassadeur	May 28, 1981

(continued)

Annex 3 (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
MALAGASY REPUBLIC (continued)		
A	M. Justin RAKOTONIAINA Ambassadeur	May 28, 1981
C	M. Raymond RANJEVA Chargé de Cours à la Faculté de Droit et des Sciences Economiques	May 28, 1981
A	M. Edilbert RAZAFINDRALAMBO Premier Président de la Cour Suprême	May 28, 1981
C	M. Rakotovao RAZAKABOANA Chargé de Cours d'Economie Politique à la Faculté de Droit de l'Université de Madagascar	May 28, 1981
C	M. TOAZARA Président du Conseil Supérieur des Institutions	May 28, 1981
MAURITANIA		
C A	M. Victor BERGER-VACHON ¹ Professeur à la Faculté de Droit et des Sciences Economiques de Paris	Jul 31, 1973
C A	M. Pierre LAMPUE ¹ Professeur honoraire à la Faculté de Droit et des Sciences Economiques de Paris	Jul 11, 1973
C A	M. Henry SOLUS ¹ Professeur honoraire à la Faculté de Droit et des Sciences Economiques de Paris	Jul 11, 1973
C A	M. Georges VEDEL ¹ Professeur à l'Université de Droit, d'Economie et de Sciences Sociales de Paris	Jul 11, 1973
MAURITIUS		
C A	Mr. Jean Marc DAVID, Q.C. Barrister	Feb 16, 1976
C A	Mr. A. Hamid MOOLLAN Barrister	Feb 16, 1976
MOROCCO		
C A	M. Bensalem AHMED Trésorier Général, Ministère des Finances	Aug 22, 1980
C A	M. Abdellaziz FILLALI Premier Président de la Cour d'Appel de Casablanca	Aug 22, 1980
C A	M. Othmane SLIMANI Secrétaire Général du Ministère des Finances	Aug 22, 1980
C A	M. Ahmed ZEGHARI Premier Président de la Cour Spéciale de Justice	Aug 22, 1980
NETHERLANDS		
C	Prof. Mr. H. J. HOFSTRA Professor of Law, University of Leyden	Jun 2, 1981
C	Dr. M. W. HOLTROP Retired President, De Nederlandsche Bank N.V.	Jun 2, 1981
C	Prof. Dr. P. KUIN Professor at Erasmus University, Rotterdam	Jun 2, 1981
C A	Prof. Mr. P. LIEFTINCK Executive Director, International Monetary Fund	Jun 2, 1981
A	Prof. Dr. Pieter SANDERS Professor at the Law Faculty of the Erasmus University of Rotterdam	Jun 2, 1981
A	Prof. Dr. J. C. SCHULTSZ Professor at Erasmus University, Rotterdam	Jun 2, 1981

(continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
NETHERLANDS (continued)		
A	Mr. C. R. C. WIJCKERHELD BISDOM Barrister	Jun 2, 1981
NIGERIA		
C	Anofi S. GUOBADIA, Esq. Managing Director, Maiden Electronics Works Ltd.	Apr 1, 1974
A	Y. A. O. JINADU, Esq. Judge, High Court of Lagos State	Apr 1, 1974
C	Mr. Alhaji A. MAI-BORNU Director, Nigerian Tobacco Co., Ltd.	Apr 1, 1974
A	E. O. Adeyinka MORGAN, Esq., C.F.R. President, Gambia Court of Appeal	Apr 1, 1974
A	S. P. THOMAS, Esq. Retired Chief Justice	Apr 1, 1974
NORWAY		
C A	Mr. Per BRUNSVIG Doctor Juris, Barrister of the Supreme Court	May 22, 1980
C A	Mr. Oscar Christian GUNDERSEN Supreme Court Judge	May 22, 1980
C A	Mr. Jens Chr. HAUGE Barrister of the Supreme Court	May 22, 1980
C A	Mr. Axel HEIBERG Supreme Court Judge	May 22, 1980
PAKISTAN		
C	Mr. Hatim A. ALAVI Chairman, Alavi Sons Ltd.	Jul 19, 1973
A	Mr. A. R. CHANGEZ Retired Judge	Jul 3, 1973
A	Mr. Malik Abdul HAMID Retired High Court Judge	Jul 4, 1979
C	Mr. Quazi Mohammad ISA Barrister-at-Law	Jul 4, 1979
C	Mr. Mohammad Afzal KHAN Retired High Court Judge	Jul 4, 1979
C	Mr. Mumtaz MIRZA Retired Executive Director, International Bank for Reconstruction and Development	Jul 3, 1973
A	Mr. R. P. MUNSHI Retired Judge	Jul 3, 1973
A	Justice Feroze NANA Retired Judge	Aug 9, 1979
SENEGAL		
A	M. Abdourahmane DIA Directeur de Cabinet au Ministère du Plan et du Développement	May 21, 1973
A	M. Hamet DIOP Directeur Général de la Banque Nationale de Développement	May 21, 1973
A	M. Kéba M'BAYE Premier Président de la Cour Suprême	May 21, 1973
A	M. Amadou SOW Directeur Général de l'Union Sénégalaise de Banque	May 21, 1973
SRI LANKA		
A	Mr. Hector ABHAYAVARDHANA Chairman, Peoples Bank	Jun 10, 1974
C	Mr. R. H. DE MEL Businessman	Jun 10, 1974

(continued)

Annex 3 (continued)

CONTRACTING STATE Panel *	NAME** Title	Terminal Date of Designation***
SRI LANKA (continued)		
C	Mr. Tilak E. GOONERATNE High Commissioner for Sri Lanka in London	Jun 10, 1974
C	Mr. Chelliah LOGANATHAN Retired General Manager, Development Finance Company of Sri Lanka	Jun 10, 1974
A	Mr. M. C. SANSONI Retired Chief Justice, Supreme Court of Sri Lanka	Jun 10, 1974
A	Mr. N. SINNETAMBY Retired Justice, Supreme Court of Sri Lanka	Jun 10, 1974
C	Mr. Lionel A. WEERASINGHE Retired Auditor General of Sri Lanka	Jun 10, 1974
A	Mr. H. W. R. WEERASOORIYA Retired Justice, Supreme Court of Sri Lanka	Jun 10, 1974
SWEDEN		
A	Mr. Allan BJÖRKLUND Executive Vice-President, Rederiaktiebolaget Nordstjernen	Sep 6, 1979
C	Mr. Gunnar GLIMSTEDT General Counsel and Director of Aktiebolaget Svenska Kullagerfabriken	Sep 6, 1979
C	Mr. Ove KJELLGREN Vice-President Administration, Loussavaara-Kiirunavaara AB	Sep 6, 1979
A	Mr. Gunnar LAGERGREN President, Court of Appeals for Western Sweden	Sep 6, 1979
C	Mr. Erik LEIJONHUFVUD (LIONHEAD) Special Adviser, Skandinaviska Enskilda Banken	Sep 6, 1979
A	Mr. Sten RUDHOLM President, Svea Court of Appeal	Sep 6, 1979
C	Mr. Sten SILJESTRÖM General Counsel and Vice-President of Allmänna Svenska Elektriska Aktiebolaget	Sep 6, 1979
A	Mr. Ivan WALLEMBERG President, Supreme Restitution Court for Berlin	Sep 6, 1979
SWITZERLAND		
A	M. l'Ambassadeur R. L. BINDSCHEDLER Jurisconsulte du Département Politique Fédéral	Nov 27, 1980
C	M. Heinrich HOMBERGER-LIECHTI Ancien Vice Président, Office Suisse d'Expansion Commerciale	Nov 27, 1980
A	M. Pierre A. LALIVE Professeur à l'Université de Genève et à l'Institut Universitaire de Hautes Etudes Internationales	Nov 27, 1980
C	M. Guido G. LEPORI Ancien Ambassadeur de Suisse	Nov 27, 1980
A	M. André PANCHAUD Ancien Juge Fédéral	Nov 27, 1980
C	M. Pierre Jean POINTET Professeur à l'Université de Neuchâtel	Nov 27, 1980
C	M. Eberhard REINHARDT Membre du Conseil de l'Administration du Crédit Suisse	Nov 27, 1980
A	M. Alfred E. VON OVERBECK Professeur et Recteur de l'Université de Fribourg	Nov 27, 1980
TOGO		
C A	Me Ayité D'ALMEIDA Avocat Défenseur	Sep 18, 1973
C A	Me Lucien OLYMPIO Magistrat	May 17, 1978

(continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
TOGO (continued)		
C A	Me Léonidas QUASHIE Magistrat	Sep 18, 1973
C A	Me Anani Ignacio SANTOS Avocat Défenseur	Sep 18, 1973
TUNISIA		
A	M. Moncef BEL HADJ AMOR Secrétaire Général au Ministère des Finances	Jan 29, 1979
C	M. Hassen BELKHODJA Président Directeur Général de la Société Tunisienne de Banque	Jan 29, 1979
C	M. Moncef BELKHODJA Administrateur Délégué de la Société Nationale d'Investissement	Jan 29, 1979
C	M. Mohamed BOUSBIA Directeur Général de la Banque Centrale de Tunisie	Jan 29, 1979
C	M. Khaled CHAABOUNI Directeur des Investissements au Ministère du Plan	Jan 29, 1979
A	M. Hédi ENNIFER Président Directeur Général de la Société Tunisienne d'Assurance et de Réassurance	Jan 29, 1979
A	M. Kamel GORDAH Directeur des Conventions et du Contentieux de l'Etat	Jan 29, 1979
A	M. Mohamed SNOUSSI Conseiller Juridique et de Législation au Premier Ministre	Jan 29, 1979
UGANDA		
A	Mr. Godfrey L. BINAISA, Q.C. Barrister	Oct 30, 1973
A	Mr. Tom BURUKU Leaf Manager, B.A.T. (Uganda) Ltd.	Mar 28, 1979
C	Mr. Y. KYESIMIRA Lecturer in Economics, Makerere University	Oct 30, 1973
A	Mr. C. MBOIJANA Barrister	Oct 30, 1973
C	Mr. D. J. K. NABETA Chairman and Managing Director, National Insurance Corporation	Oct 30, 1973
C	Mr. Semei NYANZI Chairman, Uganda Development Corporation	Oct 30, 1973
C	Dr. J. J. OLOYA Special Lecturer in Agricultural Economics, Makerere University College	Oct 30, 1973
UNITED KINGDOM		
A	Mr. Maurice Edward BATHURST, C.M.G., C.B.E., Q.C. Barrister	Aug 1, 1980
A	Mr. Robert Lionel Archibald GOFF, D.C.L., Q.C. Barrister	Aug 1, 1980
C	Lord GREENWOOD OF ROSSENDALE, P.C., J.P. Pro-Chancellor, University of Lancaster; Chairman, Local Government Staff Commission	Aug 9, 1980
A	Sheriff Charles Eliot JAUNCEY, Q.C. Advocate	Aug 1, 1980
C	The Rt. Hon. Aubrey JONES, P.C. Chairman, Cornhill Insurance Company, Ltd.; Director, Thomas Filling Ltd.	Aug 9, 1980
A	Mr. Elihu LAUTERPACHT, Q.C. Lecturer in Law, University of Cambridge	Aug 1, 1980

(continued)

Annex 3 (continued)

CONTRACTING STATE Panel*	NAME** Title	Terminal Date of Designation***
UNITED KINGDOM (continued)		
C	Sir Frederick MASON, K.C.V.O., C.M.G. Director, New Court Natural Resources Ltd.	Aug 9, 1980
C	The Hon. A. Maxwell STAMP Chairman, Maxwell Stamp Associates Ltd.	Aug 9, 1980
UNITED STATES OF AMERICA		
C	Mr. Nathaniel J. ELY Attorney	Aug 2, 1980
C	Mr. William H. G. FITZGERALD First Vice-President, Hornblower and Weeks-Hemphill, Noyes, Inc.	Aug 2, 1980
A	Mr. Dixon R. HARWIN Professor of Economics, Glendale College	Aug 2, 1980
A	Mr. John Finlay HOTCHKIS President, Chief Executive Officer and Director, Trust Company of the West	Aug 2, 1980
C	Mr. Gilbert L. MATON	Aug 2, 1980
C	Ms. Betty Southard MURPHY Attorney	Aug 2, 1980
A	Mr. Henry SALVATORI President, Grant Oil Tool Company	Aug 2, 1980
A	Mr. Henry E. SEYFARTH Attorney	Aug 2, 1980
UPPER VOLTA		
C A	M. James LECARDEUR ¹ Inspecteur Général d'Etat	May 31, 1973
C A	M. Hyacinthe OUEDRAOGO Directeur du Développement Industriel, Ministère du Plan et des Travaux Publics	May 31, 1973
C A	M. K. Lazare SORE Directeur du Commerce, Ministère des Finances et du Commerce	May 31, 1973
C A	M. Charles S. TRAORE Président de la Cour Suprême	May 31, 1973
YUGOSLAVIA		
C A	Prof. Dr. Ksente BOGOEV Professor, Faculty of Economics, Skopje University	Jan 15, 1974
C A	Prof. Dr. Stojan CIGOJ Professor, Faculty of Laws, Ljubljana University	Jan 15, 1974
C A	Prof. Dr. Aleksandar GOLDŠTAJN Professor, Faculty of Laws, Zagreb University and Judge, Constitutional Court of Croatia	Jan 15, 1974
C A	Prof. Dr. Vladimir JOVANOVIĆ Professor, Faculty of Laws, Belgrade University	Jan 15, 1974

PART II. Designating Authority: Chairman of the Administrative Council

Panel*	NAME Title	Terminal Date of Designation***
A	Mr. Fuad ROUHANI ² Ambassador	Nov 19, 1980

¹ Nationality: French.

² Nationality: Iranian.

Annex 4
Provisions Relating to ICSID in International Agreements and National Laws
 (As of June 30, 1975)

PART I: Provisions Relating to ICSID in International Agreements

Parties to Treaty	Dates		Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application				
Belgium/Indonesia	Jan. 15, 1970	Jan. 15, 1970	June 17, 1972	Encouragement and Reciprocal Protection of Investments	English I.L.W. (Indonesia)	Section 1:4C-4.1
Cameroon/Netherlands	Feb. 26, 1971 Mar. 12, 1971	Feb. 26, 1971	June 23, 1973	Exchange of Letters, addition to the Agreement on Economic and Technical Cooperation	French I.L.W. (Cameroon)	Art. 10 (to be published)
Egypt/France	Dec. 28, 1974	Dec. 28, 1974	Dec. 28, 1974	Encouragement and Reciprocal Protection of Investments	French I.L.W. (Egypt)	(to be published)
Egypt/United Kingdom	June 11, 1975	June 11, 1975	June 11, 1975	Promotion and Protection of Investments	English I.L.W. (Egypt)	(to be published)
France/Egypt (see Egypt/France)					(not yet published in Official Gazette)	Art. 7 Art. 8 Art. 9

*I.L.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

Annex 4 (continued)

Parties to Treaty	Dates		Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Entry into Force				
France/Indonesia	June 14, 1973	April 29, 1975	Encouragement and Protection of French Investments in Indonesia	English	I.L.W. (Indonesia)	Section 1:4H-3.2
				French	(not yet published in Official Gazette)	Art. 3 Art. 5
France/Korea	Jan. 22, 1975	Jan. 22, 1975	Encouragement and Protection of French Investments in Korea	French	I.L.W. (Korea)	(to be published)
				Korean	Official Gazette (France) May 7, 1975, p. 4.628	Art. 2
France/Mauritius	March 22, 1973	April 1, 1974	Protection of Investments	French	I.L.W. (Mauritius)	(to be published)
France/Tunisia	June 30, 1972	June 30, 1972	Protection of Investments	French	Official Gazette (France) May 18, 1974, p. 5367	Art. 9
					I.L.W. (Tunisia)	
France/Yugoslavia	March 28, 1974	Feb. 2, 1975	Protection of Investments	French	Official Gazette (France) Oct. 28, 1972, No. 253	Art. 2 Art. 3
					I.L.W. (Yugoslavia)	Section 7:4B-5.1 Section 7:4B-5.2
Germany/Ivory Coast	Oct. 27, 1966	June 10, 1968	Encouragement and Mutual Protection of Capital Investments	French	Official Gazette (Yugoslavia) 1975, Art. 7 No. 4	Art. 2
				German	I.L.W. (Ivory Coast)	Section 10:4D-4.1
					B.G.B. (Germany) 1-1968-II-p. 61	Art. 11(6)

Indonesia/Belgium (see Belgium/ Indonesia)	July 7, 1968	July 7, 1968	July 17, 1971	Economic Cooperation	English	I.L.W. (Indonesia) Tractatenblad (Netherlands) 1968, No. 88	Section 1:4D-4.1 Art. 11 Protocol
Indonesia/France (see France/ Indonesia)							
Indonesia/Netherlands	July 7, 1968	July 7, 1968	July 17, 1971	Economic Cooperation	English	I.L.W. (Indonesia) Tractatenblad (Netherlands) 1968, No. 88	Section 1:4D-4.1 Art. 11 Protocol
Italy/Ivory Coast	July 23, 1969	July 23, 1969		Protect and Promote Capital Investments	French	I.L.W. (Ivory Coast) Official Gazette (Ivory Coast) Sept. 23, 1971, p. 1389	Section 10:4E-4.1 Art. 7
Ivory Coast/Germany (see Germany/ Ivory Coast)							
Ivory Coast/Italy (see Italy/Ivory Coast)							
Ivory Coast/Netherlands	Dec. 31, 1971	Dec. 31, 1971		Additional Protocol to the Agreement on Economic and Technical Cooperation	French	I.L.W. (Ivory Coast) Tractatenblad (Netherlands) 1972, No. 21	(to be published) Art. 2
Kenya/Netherlands	Sept. 11, 1970	Sept. 11, 1970		Economic Cooperation	English	I.L.W. (Kenya) Tractatenblad (Netherlands) 1970, No. 166	Section 11:4C-4.1 Art. 11
Korea/France (see France/Korea)							

*I.L.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

Annex 4 (continued)

Parties to Treaty	Dates		Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application				
Korea/Netherlands	Oct. 16, 1974	July 1, 1975	Promotion of Investments	English	I.L.W. (Korea) Tractatenblad (Netherlands) 1974, No. 220	(to be published) Art. 6
Malaysia/Netherlands	June 15, 1971	Sept. 13, 1972	Economic Cooperation	Bahasa Malaysia Dutch English	I.L.W. (Malaysia) Tractatenblad (Netherlands) 1971, No. 152	Section 5:4D-4.2 Art. 12
Mauritius/France (see France/Mauritius)						
Morocco/Netherlands	Dec. 23, 1971	Dec. 23, 1971	Economic Cooperation	French	I.L.W. (Morocco) Tractatenblad (Netherlands) 1972, No. 14	(to be published) Art. 13
Netherlands/Cameroon (see Cameroon/Netherlands)						
Netherlands/Indonesia (see Indonesia/Netherlands)						
Netherlands/Ivory Coast (see Ivory Coast/Netherlands)						
Netherlands/Kenya (see Kenya/Netherlands)						

Netherlands/Korea (see Korea/ Netherlands)									
Netherlands/Malaysia (see Malaysia/ Netherlands)									
Netherlands/Morocco (see Morocco/ Netherlands)									
Netherlands/Senegal	July 1, 1970 Feb. 15, 1971	Oct. 5, 1972	Exchange of Letters, addition to the Agreement on Economic and Technical Cooperation	French	I.L.W. (Senegal) Tractatenblad (Netherlands) 1971, No. 44	(to be published) Art. 5 ter			
Netherlands/Singapore	May 16, 1972	Sept. 7, 1973	Economic Cooperation	English	I.L.W. (Singapore) Tractatenblad (Netherlands) 1972, No. 124	Section 36:4C-4.1 Art. 11			
Netherlands/Tunisia	April 26, 1971 July 16, 1971	July 6, 1972	Exchange of Letters, addition to the Treaty on Encouragement of Capital Investments and Protection of Property	French	I.L.W. (Tunisia) Tractatenblad (Netherlands) 1971, No. 156	(to be published) Art. 3 ter			
Netherlands/Uganda	April 24, 1970		Economic Cooperation	English	I.L.W. (Uganda) Tractatenblad (Netherlands) 1970, No. 87	Section 15:4C-4.1 Art. 12			

*I.L.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

Annex 4 (continued)

Parties to Treaty	Dates		Short Title of Treaty	Language of Original Text	Reference*	Provisions Relating to ICSID
	Signature	Provisional Application				
Senegal/Netherlands/ (see Netherlands/ Senegal)						
Singapore/Netherlands/ (see Netherlands/ Singapore)						
Singapore/ United Kingdom			Promotion and Protection of Investments	English	I.L.W. (Singapore) (to be published) (not yet published in Official Gazette) Art. 8	
Tunisia/France (see France/Tunisia)						
Tunisia/Netherlands/ (see Netherlands/ Tunisia)						
Uganda/Netherlands/ (see Netherlands/ Uganda)						
United Kingdom/Egypt (see Egypt/ United Kingdom)						
United Kingdom/ Singapore (see Singapore/ United Kingdom)						
Yugoslavia/France (see France/ Yugoslavia)						

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PART II: Provisions Relating to ICSID in National Laws

Country	Title	Date	Language of Original Text	Reference*	Provisions Relating to ICSID
Afghanistan	Foreign and Domestic Private Investment Law	Feb. 20, 1967	Dari	I.L.W. (Afghanistan)	Section 16:2A-10.1
				Official Gazette (Afghanistan) Feb. 20, 1967, No. 72	Art. 19
Congo, People's Republic of the	Order No. 11/73 of April 26, 1973, Relating to the Investment Code	April 26, 1973	French	I.L.W. (Congo)	Section 38:2A-10.2
				Official Gazette (Congo) May 1, 1973	Art. 47
Dahomey	Order No. 72-1 of January 8, 1972, Relating to the Investment Code	Jan. 8, 1972	French	I.L.W. (Dahomey)	Section 30:2A-10.1
				Official Gazette (Dahomey) March 1, 1972	Art. 51
Egypt, Arab Republic of	Law No. 43 of 1974 Concerning the Investment of Arab and Foreign Funds and the Free Zones	June 19, 1974	Arabic	I.L.W. (Egypt)	Section 14:2A-10.1
				Official Gazette (Egypt) June 27, 1974, No. 26	Art. 8
Ghana	Capital Investments Decree, 1973	Jan. 9, 1973	English	I.L.W. (Ghana)	Section 4:2A-10.1
				N.R.C.D. (Ghana) No. 141	Art. 11
Malagasy Republic	Order No. 73-057 Relating to the Investments Code	Sept. 19, 1973	French Malagasy	I.L.W. (Malagasy Rep.)	Section 26:2A-12.1
				Official Gazette (Malagasy Rep.) Sept. 21, 1973, p. 3022	Preamble
Niger	Law No. 68-24/PRN of July 31, 1968, Relating to the Investment Code of Niger	July 31, 1968	French	I.L.W. (Niger)	Section 25:2A-10.1
				Official Gazette (Niger) Aug. 15, 1968	Art. 25
Tunisia	Law No. 69-35 of June 26, 1969, Relating to the Investment Code	June 26, 1969	Arabic	I.L.W. (Tunisia)	Section 3:2A-10.1
				Official Gazette (Tunisia) June 27, 1969, No. 24, p. 766	Art. 20

*I.L.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

PART II: Provisions Relating to ICSID in National Laws (continued)

Country	Title	Date	Language of Original Text	Reference *	Provisions Relating to ICSID
Upper Volta	Order No. 70-74 PRES.PL.TP. of December 31, 1970, Relating to the Investment Code of the Republic of Upper Volta	Dec. 31, 1970	French	I.L.W. (Upper Volta) Official Gazette (Upper Volta) Jan. 14, 1971, p. 32	Section 49:2A-10.1 Art. 21
Zaire	Law No. 69-032 of June 26, 1969, Relating to the Investment Code	June 26, 1969	French	I.L.W. (Zaire) Moniteur Congolais (Zaire) Nov. 1, 1969, No. 21	Section 9:2A-10.2 Art. 30 Explanatory Statement

*I.L.W. refers to "Investment Laws of the World", in English and French, prepared by ICSID, published by Oceana Publications, Dobbs Ferry, N.Y., and dealing on a country-by-country basis with laws and international agreements affecting investments.

Resolutions of the Administrative Council

The following resolutions were adopted by the Administrative Council at its Eighth Annual Meeting on October 3, 1974:

AC(8)/RES/26—ELECTION OF THE SECRETARY-GENERAL

The Administrative Council

RESOLVES

- (a) that Mr. Broches be re-elected to the post of Secretary-General for a full term of six years, that is, until the 1980 Annual Meeting of the Administrative Council of the Centre;
- (b) that he be permitted to continue his employment by the World Bank Group;
- (c) that while so employed he receive no remuneration from the Centre.

AC(8)/RES/27—APPROVAL OF THE ANNUAL REPORT

The Administrative Council

RESOLVES

To approve the Eighth Annual Report on the Operation of the Centre as set forth in the attachment to document AC/74/5.

AC(8)/RES/28—ADOPTION OF BUDGET FOR FISCAL YEAR 1975

The Administrative Council

RESOLVES

To adopt, for the period July 1, 1974 to June 30, 1975, the budget of revenues and expenditures set forth in paragraph 1 of document AC/74/2.

The following resolution was adopted by the Administrative Council by correspondence on February 28, 1975:

AC(C)/RES/29—AMENDMENT TO THE ADMINISTRATIVE AND FINANCIAL REGULATIONS OF THE CENTRE (DOCUMENT ICSID/4, PART A)

The Administrative Council

RESOLVES

To adopt, with effect from January 1, 1975, the following amendment to the Administrative and Financial Regulations of the Centre:

Amend paragraph (1) of Regulation 13 of the Administrative and Financial Regulations of the Centre to read as follows:

“(1) Unless otherwise agreed pursuant to Article 60(2) of the Convention, and in addition to receiving reimbursement for any direct expenses reasonably incurred, each member of a Commission, a Tribunal or an *ad hoc* Committee appointed from the Panel of Arbitrators pursuant to Article 52(3) of the Convention (hereinafter referred to as “Committee”) shall receive:

- (a) a fee not exceeding US \$350 per day for each day on which he participates in meetings of the body of which he is a member;
- (b) a fee not exceeding US \$350 for the equivalent of each eight hour day of other work performed in connection with the proceedings;
- (c) in lieu of the reimbursement of subsistence expenses when away from his normal place of residence, a *per diem* allowance not exceeding the amount which shall be established from time to time for the Executive Directors of the Bank.

The amounts stated in paragraphs (a) and (b) above may be increased or decreased by the Secretary-General, with the approval of the Chairman, in order to take account of monetary changes and changes in the cost of living but such increase or decrease shall not be made more than once a year, for the first time on or after January 1, 1976.”

Annex 6

Financial Statement

Expressed in United States dollars

YEAR ENDED JUNE 30, 1975

Expenditures on behalf of Centre by International Bank for Reconstruction and Development:

Staff personal services	\$115,334
Contractual services and travel	35,854
Printing	12,543
Supplies and miscellaneous	2,440
Representation	374
	<hr/>
Less: Reimbursements by Centre from sales of publications and registration fees	166,545 (5,890)
	<hr/>
Contribution of services to Centre by International Bank for Reconstruction and Development	160,655 (160,655)
	<hr/>
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Advances to Centre from parties to arbitration proceedings and International Bank for Reconstruction and Development	185,031
Disbursements by Centre for fees and expenses for arbitration proceedings	(107,366)
	<hr/>
Excess of receipts over disbursements	77,665
Fund balance, beginning of year	3,069
	<hr/>
Fund balance, end of year	\$ 80,734
	<hr/>
Fund balance represented by cash advances from:	
Parties to arbitration proceedings	42,657
International Bank for Reconstruction and Development	38,077
	<hr/>
	\$ 80,734

Note

The Memorandum of Administrative Arrangements between the Centre and the International Bank for Reconstruction and Development (the Bank) which became effective as of October 14, 1966, provides, *inter alia*, that, except to the extent that the Centre may be reimbursed by the parties to proceedings for fees and expenses of members of Conciliation Commissions, Arbitral Tribunals or Committees of Arbitrators, the Bank shall provide the following services and facilities to the Centre without charge:

- (1) The services of staff members and consultants;
- (2) Other administrative services and facilities, such as travel, communication facilities, office accommodations, furniture, equipment, supplies and printing.

The reported expenditures on behalf of the Centre represent the value of the services provided by the Bank and include only those amounts identified by the Bank as being directly related to the Centre and, accordingly, do not include any indirect or overhead costs of the Bank.

The Bank has not made a direct cash contribution to the Centre. The reported contribution of \$160,655 is equal to the value of services provided by the Bank on behalf of the Centre, less reimbursements by the Centre from its sale of publications and registration fees.

The Centre's expenses which are attributable to arbitration proceedings are borne by the parties in accordance with the Centre's Administrative and Financial Regulations. In accordance with these regulations, the Secretary-General calls on the parties to make advance deposits with the Centre from time to time to defray these expenses. At June 30, 1975, there were five such pending arbitration proceedings for which tribunals have been constituted and for which the Centre held advance deposits from the parties involved which were being used to cover expenses incurred by the Centre.

Report of Independent Accountants

INTERNATIONAL CENTRE FOR SETTLEMENT OF INVESTMENT DISPUTES
WASHINGTON, D. C.

In our opinion, the accompanying financial statement presents fairly the information shown therein for the International Centre for Settlement of Investment Disputes for the year ended June 30, 1975, in conformity with the Administrative Arrangements between the International Bank for Reconstruction and Development and the International Centre for Settlement of Investment Disputes, as discussed in the Note to the accompanying statement. Our examination of this statement was made in accordance with generally accepted auditing standards and accordingly included such tests of the accounting records and such other auditing procedures as we considered necessary in the circumstances.

Washington, D.C.
July 25, 1975

PRICE WATERHOUSE & CO.

Legal Bibliography Relating to the Centre

The following publications concerning the Centre, in addition to those listed in the first eight Annual Reports, have come to the attention of the Secretariat:

C. F. Amerasinghe
"Jurisdiction Ratione Personae under the Convention on the Settlement of Investment Disputes between States and Nationals of Other States"
British Yearbook of International Law (1974)

Joy Cherian
Investment Contracts and Arbitration — The World Bank: Convention on the Settlement of Investment Disputes
A. W. Sijthoff — Leyden (1975)

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