



— FIRST MEETING - WASHINGTON, D. C. - APRIL 2, 1951 —

RESTRICTED  
DOC/24  
April 5, 1951

MINUTES OF THE  
THIRD EXECUTIVE SESSION

TIME: Thursday, April 5, 1951, 2:00 p.m.  
PLACE: Louis Seize Room, Shoreham Hotel  
CHAIRMAN: Dr. Hilary J. Deason (U.S.A.)

THE CHAIRMAN (DR. DEASON): The session will please come to order.

You have before you an order of business for this session, which was distributed a short time ago. Before proceeding with the items listed on the order of business, the Chair will recognize the Observer from the International Council for the Exploration of the Sea, Mr. Dobson, who desires to make a statement.

MR. DOBSON (ICES): Mr. Chairman, I am much obliged to you, but on arrival here I received a note in the hand of the President of the International Council, Dr. K. A. Andersson, and I came to the conclusion it would be proper for me, with your permission, to read it:

"The President of the International Council for the Exploration of the Sea, Dr. K. A. Andersson, begs leave to thank the Government of the United States of America for the invitation to designate a representative of the Council to serve as an observer at the First Meeting of the International Commission for the Northwest Atlantic Fisheries.

"At my deep regret, I am personally unable to participate, but the First Vice President of the Council, Mr. A. T. A. Dobson, of the United Kingdom, and one of the Danish Delegates of the International Council for the Exploration of the Sea, Dr. A. Vedel Taning, will represent the Council at the Meetings.

"During a visit to Copenhagen, I have had deliberations with the Danish Commissioners and Observer, and have taken knowledge of the long-term programme for the investigations of Panel I of the Northwest Atlantic Commission which has been worked out from the Danish side. I have noticed that this long-term programme is congruent in all great essentials with the programme worked out by the North Western Area Committee of the International Council for the Exploration of the Sea.

"In Article X of the Convention an effective cooperation between the Northwest Atlantic Commission and the International Council for the Exploration of the Sea has been

assumed, as it has been desired to avoid duplication of scientific investigations and to ensure effective collaboration and coordination with respect to their work; the International Council for the Exploration of the Sea can, therefore, promise to support further investigations of Panel I, in whose area the Council has already been working for nearly 30 years.

"I have been informed that the Danish Commissioners intend to propose at the Meeting of the Commission that the further scientific work should be carried out for the Northwest Atlantic Commission, Panel I, by the International Council in such a way that scientific as well as statistical information will be forthcoming and sent to the Executive Secretary of the Northwest Atlantic Commission (confer Article IV, para 6) without expense to the Commission, and in my capacity of President of the International Council I can fully agree with this proposal.

"In order to secure the closest possible cooperation between the International Commission for the Northwest Atlantic Fisheries and the International Council for the Exploration of the Sea, it is proposed that from each of the two organizations an invitation shall be sent out to the other organization to be represented at the respective annual meetings, so that both sides can be acquainted with working methods and programmes on the other side.

"Charlottenlund, 28th March 1951  
"/s/ E. A. Andersson"

THE CHAIRMAN (DR. DEASON): Thank you very much, Mr. Dobson.

The Commission, I am sure, appreciates the message from Mr. Andersson, and notes that in the message he has made some suggestions which we certainly shall wish to consider, both in the deliberations of Panel I, when it organizes itself, as well as at the time we reach Item 22 on the Agenda of the Commission, dealing with cooperation with international organizations.

"Without objection, however, the Chair will address a note to Dr. Andersson at the conclusion of the meeting, thanking him for his cordial note.

MR. DOBSON (ICES): May I add to what has been said, Mr. Chairman?

THE CHAIRMAN (DR. DEASON): Yes, Mr. Dobson.

MR. DOBSON (ICES): I will secure, of course, that the necessary invitations are sent from ICES to this Commission to be represented at its meetings.

THE CHAIRMAN (DR. DEASON): Thank you, Mr. Dobson.

We may now turn to the first item on the Order of Business. Your attention is invited to the Minutes of the First

Plenary Session, DOC/12, and of the First Executive Session, DOC/13. All of you have received DOC/13, Corrigendum A, which lists the corrections which should be made in DOC/13.

There is now being distributed to you a Corrigendum for DOC/12. The one for DOC/12, and the one for DOC/13, embody all of the suggestions and recommendations received by the Secretariat. The Chair would entertain a motion for the approval of DOC/12, and DOC/13, as amended by the corrigenda corresponding to each, at this time.

MR. GUSHUE (CANADA): I so move.

THE CHAIRMAN (DR. DELSON): Canada has moved adoption of DOC/12 and DOC/13 as amended.

MR. KNOLLENBERG (UNITED STATES): Second.

THE CHAIRMAN (DR. DELSON): The United States seconds the motion.

Is there any discussion?

All those in favor will kindly signify by saying "aye".

(Chorus of "ayes".)

Opposed, "no".

(No response)

The documents are adopted.

After consultation with the Chairman of the Committee on Administration and Finance, we have decided it would be more orderly to proceed with Items 3, 4, and 5 on the Order of Business, and then take up Item 2. I will therefore call on the Chairman of the ad hoc Drafting Committee, Mr. Gushue, to present the report of that committee.

MR. GUSHUE (CANADA): Mr. Chairman, the Drafting Committee has had several sessions: I think I ought to make the point that several sections, or articles, or rules, were left to the Committee on Finance and Administration, and we have received these for redrafting from that Committee for presentation to the Commission. I take it that it is in order to deal with these before the report of that Committee?

THE CHAIRMAN (DR. DEASON): Certainly.

MR. GUSHUE (CANADA): All members have before them Doc/2 (Rev. 1), "Proposed Rules of Procedure for the Commission". I think, perhaps, the best method of dealing with the revision is to go through the rules consecutively and point to the changes made by the Drafting Committee.

Before I do that I would like, on behalf of the Committee, to express its thanks and appreciation to the original drafters. I think that they did a very excellent piece of work, and the work of the Committee has changed the original draft very little. It is very often found that the similarity between a first draft and a final draft is purely coincidental, but I am happy to say that that is not the position here.

And I would like also, and I am sure my colleagues will agree with me, to express our thanks to the members of the Secretariat who helped so ably in our work.

If we may now turn, sir, to the revision of the proposed Rules of Procedure for the Commission:

Rule 1--(I take it all members can follow me as I go along)--there is no change from the original draft;

Rule 2--no change;

Rule 3--no change.

Rule 4--the change is indicated by the word "have" which appeared in the original draft and is stricken out, and the words "be entitled to" which are substituted, and this is followed in all the amendments so that they can be checked with ease by members as they read.

Rule 5--no change.

Rule 6--in the last line, the word "having" is stricken out, and the words "being entitled to", substituted, reading then, "Each Contracting Government being entitled to one vote".

I might perhaps say here, sir, too, that the Committee saw the necessity for some changes which were not discussed at the meeting of the Commission, and felt that it was its duty to bring these forward, but these can be explained as we go along, and, I think, will appear evident and necessary.

Rule 7--the words, "Except as otherwise provided in Rule 9..." are new, and the necessity for these will appear.

The words "each of whom shall serve" are stricken out, the sense of the Rule then being that the Chairman and Vice-Chairman are elected for a term of two years. We feel that is a better wording than the wording in the original draft, "each of whom shall serve". Circumstances might make it impossible for someone so elected to serve.

The word "who" in the fourth line has been added, and it is necessary, grammatically, that the word "and" be stricken out. The last three lines are new, and have been put forward by the Committee for the consideration of the Commission, reading as follows:

"The succeeding Chairman and Vice-Chairman shall take office on the day following the expiration of the term of their predecessors."

I take it, sir, that you wish me to go through all the items before there is comment, or would you prefer discussion as we go along?

THE CHAIRMAN (DR. DEASON): Well, I believe, Mr. Gushue, that possibly at the time we consider each rule with a view towards entertaining motions for adoption, that would be the time for discussion, and you can outline briefly your changes at this time.

MR. GUSHUE (CANADA): Thank you, sir.

Rule 8--in the first line the words "powers and" are new. That was discussed in the meeting of the Commission. It reads now "powers and duties".

8(f), the numbering has been changed, as two sections put forward by the Committee on Finance and Administration have been deleted.

Rule 9--has been stricken out in its entirety as will appear, and the following suggested as a substitution:

"Whenever the Chairman of the Commission is unable to act, the Vice-Chairman shall exercise the powers and duties prescribed for the Chairman, and if the office of Chairman is vacated, a new Chairman may be elected at the next meeting of the Commission for the unexpired balance of the term."

We feel that expresses the feeling of the Commission rather better than the original draft.

Rule 10--no change.

Rule 11(a)--the third line, containing the words "All communications to and from the Commission shall be addressed to, or emanate from, the Executive Secretary" has been stricken out. That is in line with the direction from the Commission.

Further on, in the same subparagraph, we have the words "including secretarial assistance" added in one place and stricken out in another, and the words "and Committee" added. These were previously missing. We take it that would be the view of the Commission. It would then read.

"He shall make all necessary arrangements including secretarial assistance for Commission and Committee meetings, and shall provide appropriate services," et cetera.

Rule 12--six lines down, the words "decisive action" are stricken out and the words "a decision" substituted. And later on, the words "through the Executive Secretary" have been inserted, the reason being that there was no provision as to how one member of the Commission could address others, and so on.

Rule 13--the original draft has been stricken out as recommended by the Committee on Finance and Administration. Rule 14 and 15 similarly.

The new Rule 13, which is very brief and to the point, reads:

"The Commission shall adopt and amend financial regulations necessary to the conduct of its fiscal affairs."

There is renumbering from there on which I do not need to refer to particularly.

Rule 14--the new Rule 14, "Seat of the Commission", reads:

"For the time being the seat of the Commission shall be located in Canada."

In the new copy, of course, it will not appear in this form, but we have left it as it was in the original draft to show the changes as clearly as possible.

In the next rule, new Rule 15, there are no changes.

Rule 16--in 16(b) the words "The Committee shall choose its own chairman" are new.

We come to the Corrigendum, from which I think I should quote rather than from the one I have just started on. In line 2 the words "consisting of one Commissioner from each Contracting Government" have been inserted, and the words "appointed by the Chairman consisting of Commissioners" deleted. That we felt was in line with the discussion which took place in the Commission.

The word "his" in the fourth line is new and gives greater clarity.

Later on, the words "The Committee shall choose its own chairman" have been put in for the same purpose.

RESTRICTED  
DOC/24  
April 5, 1951

In (c), the words "Research and" have been inserted in accordance with the wish of the Commission. The word "Contracting" has been inserted. That was an omission as in the case of (b) also.

The word "his" is new, and we add "and by observers from non-Contracting Governments and from the Food and Agriculture Organization of the United Nations and the International Council for Exploration of the Sea". We felt that, too, was in line with the discussion in the Commission.

The word "which" is stricken out and a period put there, with the new words "The Committee shall keep under continuous review the research programs in progress in the Convention Area, and shall develop and recommend to the Commission, from time to time, such changes in existing programs, or such new programs as may be deemed desirable. The Committee shall choose its own chairman.

Rule 17--the new Rule 17 is unchanged, as is also the new Rule 18.

Rule 19--in the new Rule 19 (the old Rule 21) the words "provided that such rules of procedure, after adoption by the panel, shall be approved by the Commission" have been stricken out in line with the ruling received on the Convention.

Rule 20--the new Rule 20 has been changed somewhat for purposes of clarity. The words "Commissioners may speak in any other language, if desired" have been stricken out, and the words "if desired, any other language may be used" inserted.

The word "Commissioners" is stricken out and "persons" inserted.

It would now read: "English shall be the official and working language of the Commission but, if desired, any other language may be used, it being understood that persons doing so will provide their own interpreters. All official publications and communications of the Commission shall be in English."

Rule 21--in the new Rule 21, the word "verbatim" is stricken out in accordance with the discussion at the Commission meeting.

Rule 22--in the new Rule 22, the words "shall be provided by the Executive Secretary" have been stricken out, and also the word "standing" before the word "Committees", and the new words "shall be furnished to the Commission" inserted.

That rule would read: "Summary minutes of the proceedings of all meetings of its Committees shall be furnished to the Commission".

Rule 23--in the new Rule 23 there are no changes.

The old Rule 26, "Publicity of Meetings", has been stricken out.

And that, Mr. Chairman, I think my colleagues agree, represents the changes made by the Drafting Committee.

Rule 24--I should have said that there are no changes in Rule 24.

THE CHAIRMAN (DR. DEASON): Thank you, Mr. Gushue.

The acceptance, of course, of the report of the Drafting Committee will be constituted by the adoption of the document with which they dealt.

If I may step aside from the Chair, personally I wish to thank Mr. Gushue for his very kind remarks on behalf of the original drafters of the document. I feel they did an excellent job too. They worked very hard and diligently at it, and I think it is only fair to inform the Commission that Mr. Castleman took initial responsibility, ably assisted by Mr. Taylor, for production of the basic document with which you worked.

MR. DOBSON (UNITED KINGDOM): Mr. Chairman, might I raise one tiny point?

THE CHAIRMAN (DR. DEASON): Yes, Mr. Dobson.

MR. DOBSON (UNITED KINGDOM): Mr. Graham has pointed out to me that, in view of what happened this morning at the informal meeting of the Research and Statistical Committee, he thinks that in Rule 16, page 6, before that underlined correction at the end, where appear the words "uniform statistics," the word "uniform" could better be "equivalent."

MR. GUSHUE (CANADA): Yes. What is your suggestion?

MR. DOBSON (UNITED KINGDOM): That "uniform" should be omitted, and the word "equivalent" put in, in its place. I understand that will be in accordance with the feelings of the Committee this morning at which I am afraid I was not present.

THE CHAIRMAN (DR. DEASON): Does everyone have a note of that suggested change?

Thank you, Mr. Dobson.

Without objection, now, we will proceed to the final consideration and adoption of the Rules of Procedure. Since this is an important document, I think we should have each rule read as it now appears, quickly, and after each rule a motion for adoption will be in order.

Will you read the first rule, Mr. Secretary?

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 1 (under "Representation")

"(a) A Contracting Government to the International Convention for the Northwest Atlantic Fisheries, concluded at Washington on February 8, 1949, hereinafter referred to as the Convention, shall have the right to appoint not more than three Commissioners and one or more experts or advisers to assist its Commissioner or Commissioners at meetings of the International Commission for the Northwest Atlantic Fisheries, hereinafter referred to as the Commission.

"(b) Each Government shall notify the Executive Secretary as soon as possible the name or names of its Commissioners on the Commission and of any change thereof."

THE CHAIRMAN (DR. DEASON): Do I hear a motion for adoption of Rule 1 as read?

MR. SARGENT (UNITED STATES): I move adoption.

THE CHAIRMAN (DR. DEASON): The United States moves. The United Kingdom seconds. Is there any discussion?

All those in favor will please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 2

"A representative or representatives of any Advisory Committee established by any Contracting Government in accordance with Article V (1) of the Convention may, with the assent of the Contracting Government concerned, attend as observers all non-executive sessions at meetings of the Commission. Prior to each meeting the Commissioners shall inform the Executive Secretary of the names of such advisory Committee members authorized to attend."

THE CHAIRMAN (DR. DEASON): Any comments?

May I have a motion for adoption?

The United Kingdom moves adoption; Canada seconds.

All those in favor will please say "aye".

(Chorus of "ayes".)

Opposed, "no".

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 3

"Any Government not a party to the Convention and any international organization may be represented at meetings of the Commission by an observer or observers, if the Commission so decides from time to time."

THE CHAIRMAN (DR. DEASON): Any comment?

MR. GUSHUE (CANADA): Perhaps it might help, Mr. Chairman, to shorten proceedings if we had an automatic motion by Mr. Knollenberg, seconded by me, moving each of the rules as they go through. Do you agree?

MR. KNOLLENBERG (UNITED STATES): Yes.

MR. DOBSON (UNITED KINGDOM): Agreed.

THE CHAIRMAN (DR. DEASON): We will consider, then, that after each rule is read, that its adoption has been moved and seconded. Is there any objection?

MR. GUSHUE (CANADA): It is moved and seconded. Then it is open for discussion.

THE CHAIRMAN (DR. DEASON): That will be the procedure.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 4 (under "Voting")

"Each Contracting Government shall be entitled to one vote which may be cast by any Commissioner from that Government. Observers, experts, and advisers may address plenary meetings of the Commission, but shall not be entitled to vote."

THE CHAIRMAN (DR. DEASON): Any discussion?

Those in favor say "aye".

(Chorus of "ayes".)

Opposed, "no".

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 5"

"Decisions of the Commission shall be taken by a two-thirds majority of the votes of all the Contracting Governments. At meetings of the committees appointed by the Commission a simple majority of all members of such committees shall be decisive. Votes shall be taken by show of hands, by roll call in the English alphabetical order of the names of the countries, or by ballot, as in the opinion of the Chairman appears to be most suitable."

THE CHAIRMAN (DR. DELSON): Any discussion?

Those in favor say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 6"

"Between meetings of the Commission or in the case of an emergency, a vote of the Commissioners may be taken by mail, or other means of communication, in which case decisions also shall be taken by a two-thirds majority of the votes of all the Contracting Governments, each Contracting Government being entitled to one vote."

THE CHAIRMAN (DR. DELSON): Any discussion?

Those in favor say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 7" (under "Chairman and Vice-Chairman")

"Except as otherwise provided in Rule 9, the Commission shall elect from its members a Chairman and a Vice-Chairman, for a term of two years who shall be eligible for re-election but not to a succeeding term. The Chairman and Vice-Chairman must be Commissioners from different Contracting Governments. The succeeding Chairman and Vice-Chairman shall take office on the day following the expiration of the term of their predecessors."

THE CHAIRMAN (DR. DELSON): Any discussion?

Those in favor say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

Rule 8

"The powers and duties of the Chairman shall be:

- "(a) to declare the opening and closing of each meeting of the Commission;
- "(b) to preside at all meetings of the Commission;
- "(c) to decide all questions of order raised at meetings of the Commission, subject to the right of any Commissioners to request that any ruling by the Chairman shall be submitted to the Commission for decision by vote;
- "(d) to call for votes and to announce the result of the vote to the Commission;
- "(e) to determine after consultation with the Commissioners and the Executive Secretary the provisional order of business for the annual Commission Meeting so that the Executive Secretary may transmit it to all Contracting Governments and Commissioners not less than 60 days in advance of the meeting;
- "(f) to constitute or appoint the members of committees in accordance with the provisions of Rule 16;
- "(g) to sign, on behalf of the Commission, a report of the proceedings of each annual or other meeting of the Commission, for transmission to Contracting Governments, Commissioners, and others concerned as an authoritative record of what transpired;
- "(h) generally, to make such decisions and give such directions to the Executive Secretary as will ensure, especially in the interval between the meetings of the Commission, that the business of the Commission is carried out efficiently and in accordance with its decisions."

THE CHAIRMAN (DR. DELSON): Is there any discussion of Rule 8?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 9

"Whenever the Chairman of the Commission is unable to act the Vice-Chairman shall exercise the powers and duties prescribed for the Chairman and if the office of Chairman is vacated a new Chairman may be elected at the next meeting of the Commission for the unexpired balance of the term."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

All those in favor will say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 10 (under "Executive Secretary")

"The Commission shall appoint an Executive Secretary and designate staff positions to be filled through appointments made by the Executive Secretary. The Commission shall fix the tenure, rate of remuneration, and traveling expenses for the Executive Secretary and members of his staff."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

All those in favor say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 11

"(a) The Executive Secretary shall, subject to the general supervision of the Commission, have full power and authority over the staff. He shall be responsible to the Commission for the management of its office, and for the receipt and disbursement pursuant to the financial regulations of all monies received by the Commission, pursuant to its direction. He shall make all necessary arrangements including secretarial assistance for Commission and Committee meetings, and shall provide appropriate services to the Panels. He shall prepare and submit to the Chairman a draft of the Commission's budgets (Article XI of the Convention) for each year and perform such other functions as may be assigned to him by the Commission, the Commission Chairman, or the Chairmen of the Panels.

"(b) Communications to the Depository Government, in pursuance of the provisions of Articles VI (2) and VIII of the Convention, shall be addressed to the Secretary of State of the United States of America.

"(c) The Executive Secretary shall receive the credentials of the Commissioners, and shall report thereon to the Commission from time to time."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

Those in favor say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 12 (under "Order of Business")

"No order of business which involves amendment of the Rules of Procedure, budget or related financial matters, Panel membership modifications under Article IV (2) of the Convention, boundary modifications under Article VI (2) of the Convention, or transmittal of proposals or recommendations under Article VIII of the Convention, shall be the subject of a decision by the Commission unless the subject matter has been included in the provisional order of business which has been circulated through the Executive Secretary to the Commissioners at least 60 days in advance of the meeting at which the matter is to be discussed."

THE CHAIRMAN (DR. DEASON): Any discussion?

All those in favor will please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 13 (under "Financial")

"The Commission shall adopt and amend financial regulations necessary to the conduct of its fiscal affairs."

THE CHAIRMAN (DR. DELSON): Any discussion?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 14 (under "Seat of the Commission")

"For the time being the seat of the Commission shall be located in Canada."

THE CHAIRMAN (DR. DELSON): Is there any discussion?

All those in favor will please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 15 (under "Meetings")

"The Commission shall hold a regular annual meeting at its seat or at such other place in North America as may be agreed upon by the Commission. Any other meeting of the Commission may be called by the Chairman at such time and place as he may determine, upon the request of the Commissioner of a Contracting Government and subject to the concurrence of the Commissioners of two other Contracting Governments, including the Commissioner of a Government in North America."

THE CHAIRMAN (DR. DELSON): Any discussion?

Those in favor will please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 16 (under "Committees")

"(a) The Commission may establish such ad hoc Committees as it considers to be required from time to time.

"(b) There shall be a Standing Committee on Finance and Administration consisting of one Commissioner from each Contracting Government who may be assisted by his experts and advisers and which shall advise the Commission on matters relating to the Executive Secretary and his staff, on the budget of the Commission, on the time and place of meetings of the Commission, and on publications of the Commission. The Committee shall choose its own chairman. The Executive Secretary shall be an ex-officio member of this Committee without vote.

"(c) There shall be a Standing Committee on Research and Statistics, consisting of one Commissioner from each Contracting Government who may be assisted by his experts or advisers, and by observers from non-Contracting Governments and from the Food and Agriculture Organization of the United Nations and the International Council for Exploration of the Sea. The Committee shall develop and recommend to the Commission such policies and procedures in the collection, compilation, analysis and dissemination of fishery statistics as may be necessary to insure that the Commission has available at all times complete, current, and equivalent statistics on fishery activities in Convention waters. The Committee shall keep under continuous review the research programs in progress in the Convention Area, and shall develop and recommend to the Commission from time to time such changes in existing programs, or such new programs as may be deemed desirable. The Committee shall choose its own chairman. The Executive Secretary shall be an ex-officio member of this Committee without vote."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

DR. BATES (CANADA): Just a question here, Mr. Chairman. What might happen in the event of one Commissioner not being able to be present? Could he name an alternate? Would the Government have to name an alternate? That is to say, in the case of the United Kingdom, where there is one Commissioner here, if for any reason he were not able to be present, what plight would you be in? That is the question.

THE CHAIRMAN (DR. DEASON): Thank you, Dr. Bates.

If the Commissioner from Canada had not raised that point, the Chairman was going to direct attention to it, because I think there is a very real problem there. Perhaps a Commissioner might not feel himself qualified to sit on that Committee, but he may have with him a scientific adviser who might be far better qualified to represent his Government.

MR. DOBSON (UNITED KINGDOM): Mr. Chairman, I am glad Dr. Bates raised this point. I had also thought it was a matter I ought to raise, but I did not propose to raise it because I came to the conclusion the difficulty had been created, possibly, by my Government only appointing one Commissioner. But I did propose to take this matter up when I got home.

As you have mentioned it, I would now like to inquire whether it might be appropriate for me to ask the British Government to communicate to the Executive Secretary a statement that if, at his discretion, the British Commissioner wanted to appoint an alternate, he could do so on the spot? Or must it be done ab initio by appointing two or more Commissioners?

THE CHAIRMAN (DR. DEASON): Mr. Dobson, I, personally, see no reason why this language could not be amended. I see no reason why, if a Government chooses otherwise, an official expert or adviser could not serve on the Committee as a full member in lieu of a Commissioner, if a Government so chose.

MR. DOBSON (UNITED KINGDOM): That I should prefer, if it was possible.

DR. BATES (CANADA): Could we not get over it by inserting, after the phrase "consisting of one Commissioner", the words "consisting of one Commissioner or one expert from each Contracting Government"?

MR. KNOLLENBERG (UNITED STATES): Or "person appointed by him", even.

MR. DOBSON (UNITED KINGDOM): Yes.

DR. BATES (CANADA): It merely requires only a slight modification of language.

MR. DOBSON (UNITED KINGDOM): I would welcome that, if that was considered legal.

THE CHAIRMAN (DR. DEASON): I will ask the Secretary to read just the first part of the rule with the amendment suggested by the Canadian Commissioner.

MR. GUSHUE (CANADA): Why not strike out "Commissioner" and say "one nominee from each Contracting Government"? Would that do it?

MR. KNOLLENBERG (UNITED STATES): Yes.

MR. GUSHUE (CANADA): Is that what you want?

MR. DOBSON (UNITED KINGDOM): Absolutely.

THE SECRETARY GENERAL (MR. WHEELER): It would then read: "There shall be a Standing Committee on Research and Statistics, consisting of one nominee from each Contracting Government. . ."

THE CHAIRMAN (DR. DEASON): You have heard the rule read as incorporating the amendment suggested by Canada. Is there any further discussion?

MR. KNOLLENBERG (UNITED STATES): I was wondering, Mr. Chairman, then, whether "his" shouldn't be eliminated, because if you had one expert on the Committee, then it wouldn't accurately be "his" experts. I think that might go out and just have "experts" again.

MR. DOBSON (UNITED KINGDOM): Yes.

MR. GUSHUE (CANADA): Strike out "his."

THE CHAIRMAN (DR. DEASON): Read that now, after the second comma.

THE SECRETARY GENERAL (MR. WHEELER): "There shall be a Standing Committee on Research and Statistics, consisting of one nominee from each Contracting Government who may be assisted by experts or advisers," and so forth.

THE CHAIRMAN (DR. DEASON): Is there any further discussion? Does that meet your point, Mr. Dobson?

MR. DOBSON (UNITED KINGDOM): Thank you very much. I am much obliged to my legal friends.

THE CHAIRMAN (DR. DEASON): Since there is no further discussion, may we vote?

All those in favor say "aye."

(Chorus of "ayes.")

Opposed?

The rule as amended is adopted.

MR. KNOLLENBERG (UNITED STATES): Mr. Chairman, may I raise a point on the other part of the section?

THE CHAIRMAN (DR. DEASON): Yes.

MR. KNOLLENBERG (UNITED STATES): I don't believe that we have taken up (b) to determine whether the same change should be made as to both (b) and (c). I don't know that it's as important in (b).

MR. KNOLLENBERG (UNITED STATES): I suppose the Commissioner should sit on the Finance and Administration Committee, but I thought we had better make sure.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 17 (under "Panels")

"The Contracting Governments shall establish and maintain a Panel for each of the sub-areas provided for by Article I of the Convention. Each Contracting Government participating in any Panel shall be represented on such Panel by its Commissioner or Commissioners, who may be assisted by experts or advisers."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 18

"After the Convention has been in force for two years, but not before that time, Panel representation shall be reviewed annually by the Commission, which shall have the power, subject to consultation with the Panel concerned, to determine representation on each Panel on the basis of the provisions of Article IV (2) of the Convention."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 19

"Each Panel may adopt, and amend as occasion may require, rules of procedure or by-laws for the conduct of its meetings and for the exercise of its functions and duties."

THE CHAIRMAN (DR. DEASON): Any discussion?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 20 (under "Language of the Commission")

"English shall be the official and working language of the Commission but, if desired, any other language may be used, it being understood that persons doing so will provide their own interpreters. All official publications and communications of the Commission shall be in English."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

All those in favor will please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 21 (under "Records of Proceedings of the Commission and of its Committees")

"Records of all meetings of the Commission shall be provided by the Executive Secretary and shall be circulated promptly to all Contracting Governments and Commissioners."

THE CHAIRMAN (DR. DEASON): Any discussion?

Those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 22

"Summary minutes of the proceedings of all meetings of its Committees shall be furnished to the Commission."

THE CHAIRMAN (DR. DEASON): Any discussion?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 23 (under "Reports")

"(a) The Commission shall publish annually, following its regular annual meeting, a report on its activities during the preceding year. Such report shall include a summary of its findings and of statistical, scientific and other information gathered pertaining to the fisheries of the Convention Area.

"(b) Commissioners should arrange, where feasible, for all reports on subjects of interest to the Commission which are published in their own countries to be sent to the Executive Secretary of the Commission for record purposes. English translations where available should be provided."

THE CHAIRMAN (DR. DEASON): Any Discussion?

All those in favor please say "aye".

(Chorus of "ayes".)

Opposed?

The rule is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Rule 24 (under "Amendment of Rules of Procedure")

"These rules of procedure may be amended from time to time by a two-thirds majority of the votes of all the Contracting Governments, provided they are not inconsistent with provisions of the Convention."

THE CHAIRMAN (DR. DEASON): Is there any discussion?

MR. GUSHUE (CANADA): Perhaps the word "the" ought to go in before "provisions." "the provisions." It would make it read better I think.

THE CHAIRMAN (DR. DEASON): Have you all heard the amendment suggested by Canada for inserting the word "the" before "provisions" in the final line? Is there any discussion of this rule?

All those in favor please say "aye".

(Chorus of "ayes".)

Oposed?

The rule is adopted.

We have now adopted the document, "Rules of Procedure", rule by rule. However, I believe strict parliamentary practice requires that we now poll the delegations with regard to the adoption of the whole. May we have a motion for the adoption of the document itself in its entirety?

MR. KNOLLENBERG (UNITED STATES): I so move.

THE CHAIRMAN (DR. DEASON): The United States has moved adoption of the Rules of Procedure for the Commission. Do I hear a second?

DR. FRIDRIKSSON (ICELAND): Second.

THE CHAIRMAN (DR. DEASON): Seconded by Iceland.

The Technical Secretary will poll the delegations to record the vote.

THE TECHNICAL SECRETARY (MR. CHANEY): Canada?

DR. BATES (CANADA): Aye.

THE TECHNICAL SECRETARY (MR. CHANEY): Denmark?

MR. DINESSEN (DENMARK): Aye.

THE TECHNICAL SECRETARY (MR. CHANEY): Iceland?

DR. FRIDRIKSSON (ICELAND): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United Kingdom?

MR. DOBSON (UNITED KINGDOM): Aye.

THE TECHNICAL SECRETARY (MR. CHANEY): United States?

MR. KNOLLENBERG (UNITED STATES): Aye.

THE CHAIRMAN (DR. DEASON): The Rules of Procedure are adopted.

We will proceed, now, to the next item on the Order of Business, which is the report of the Committee on Finance and Administration. I call upon the Chairman of that Committee, Dr. Bates of Canada.

DR. BATES (CANADA): Mr. Chairman the Committee on Finance and Administration met three times. It had referred to it, by the Commission as a whole, the review of several items in the Rules of Procedure. These reviews were made,

passed in the Drafting Committee, and they have just been approved by the Commission.

I should like to mention that three particular points, on which resolutions will be forthcoming later today, I hope, engaged the Committee.

One was the seat or site of the Commission. The second was the Executive Secretary. And the third was the matter of the budget for next year.

As to the seat of the Commission, Mr. Chairman, the Committee had before it offers from the Government of Newfoundland and the University of Dalhousie in Halifax.

I should like at this moment, Mr. Chairman, to have Mr. Gushue present to you this document to the Commission from the Government of Newfoundland. I think, Mr. Gushue, you would like to have the opportunity of presenting this formally to the Commission.

MR. GUSHUE (CANADA): Thank you, Mr. Bates.

Mr. Chairman, I take it this honor is conferred on me because I come from the Tenth Province of Canada. I have very great pleasure in presenting this to you.

THE CHAIRMAN (DR. DEASON): Thank you, Mr. Gushue.

I am quite sure that the Commission appreciates the very generous invitation of the Government of Newfoundland. It is not only a very attractive document as you all see, but it has a great deal of meat in it, which we shall wish to consider later on.

DR. BATES (CANADA): The Committee in considering the matter of the seat, after some consultation and discussion, agreed that we should recommend having a temporary seat for the first year of operations, and that it might be located at the St. Andrew's Biological Station in St. Andrew's, New Brunswick. Space can be provided there at any time. And, as I say, later a formal resolution will be made on this point.

It is intended that the seat be there for the first year, but that during the year, prior to the next annual meeting of the Commission, the Chairman and the Vice-Chairman should proceed to St. John's, Newfoundland, and to Halifax, and make a recommendation to the Commission at its next meeting as to the permanent site.

The second question, that of the Executive Secretary, was perhaps associated with this decision. Since we were going to recommend St. Andrew's for one year, we induced Dr. Needler to find out if one of his scientists could be made available to act as Executive Secretary for one year. We shall propose a resolution on that matter also today.

The third point that occupied us most of the time was the size of the budget, which was also associated with the seat and the temporary nature of the Executive Secretary, and that, too, I understand will be available in resolution form in a few minutes from the staff.

The other matter that engaged the Committee was the review of the Draft Financial Regulations which appeared in Document 10. The amendments we had to make to that were very few, so few that they were easily incorporated in Corrigendum A of Document 10.

The Committee would like me to express, Mr. Chairman, to your assistants our thanks for the labor put into the preparation of this document, which, as I have mentioned, required very little change.

THE CHAIRMAN (DR. DEASON): Thank you, Mr. Chairman.

I might mention that the Draft Financial Regulations were produced by Mrs. Trenary of the United States Delegation, to whom credit is due for producing an admirable document.

Since an acceptance of the report of the Committee on Administration and Finance will really constitute consideration of the Financial Regulations and its various resolutions, which will come as soon as they are ready, we might now proceed to a consideration of the Financial Regulations.

I would assume, since the Chairman of the Committee has produced them, he also is willing to act as a uniform mover for each of the regulations, so that we do not have to repeat that machinery.

DR. BATES (CANADA): Agreed.

MR. DOBSON (UNITED KINGDOM): I will second, Mr. Chairman.

THE CHAIRMAN (DR. DEASON): Thank you.

Might I suggest, in the interest of speeding along with these regulations, that the Secretary, in reading them, read each section, and we will vote upon each section of the regulations rather than on each individual rule.

Will you read the first section, Mr. Secretary?

THE SECRETARY GENERAL (MR. HELLER): You have before you the Draft Financial Regulations, DOC/10, and Corrigendum A which was passed out a few minutes ago.

I will read Sections 1, 2 and 3 together with the Corrigendum as indicated.

- "1.1 These regulations shall govern the financial administration of the International Commission for the North-west Atlantic Fisheries.
- "2.1 The financial year shall be the period July 1 to June 30.
- "3.1 The annual budget estimates for the administrative budget and the special projects budget shall be prepared by the Executive Secretary.

- "3.2 The estimates shall cover income and expenditures for the financial year to which they relate, and shall be presented in the currency of the country in which the seat of the Commission is located.
- "3.3 The annual budget estimates shall be divided into Parts, Sections, Chapters, and Articles corresponding to the organization and program and shall be accompanied by such information annexes and explanatory statements as may be requested on behalf of the Commission, and such further annexes or statements as the Executive Secretary may deem necessary and useful.
- "3.4 The Executive Secretary shall submit at the regular annual meeting of the Commission budget estimates for the following financial year. The estimates shall be transmitted to all Member States at least sixty days prior to the opening of the regular annual meeting of the Commission.
- "3.5 Upon submission of the estimates at the regular annual meeting of the Commission, they shall be referred to the Standing Committee on Finance and Administration for examination.
- "3.6 The Standing Committee on Finance and Administration shall prepare a report to the Commission.
- "3.7 The budget for the following financial year shall be adopted by the Commission after consideration of the report on the estimates by the Standing Committee on Finance and Administration.
- "3.8 Supplementary estimates may be submitted by the Executive Secretary when and as he may deem necessary.
- "3.9 The Executive Secretary shall prepare supplementary estimates in a form consistent with the annual estimates and shall submit such estimates at the regular annual meeting of the Commission, the necessary 60 days notice having been given. The Standing Committee on Finance and Administration shall review such estimates and report thereon."

THE CHAIRMAN (DR. DEASON): You have heard the reading of Sections 1, 2 and 3 of the Financial Regulations. Are there any comments?

The Chair hears none. All those in favor of adopting these sections please signify by saying "aye".

(Chorus of "ayes".)

Opposed?

Sections 1, 2 and 3 are adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section IV - APPROPRIATIONS

- "4.1 The appropriations voted by the Commission shall constitute an authorization to the Executive Secretary to incur obligations and make payments for the purposes for which the appropriations were voted and up to the amounts so voted.
- "4.2 Appropriations shall be available for obligation during the financial year to which they relate.
- "4.3 Appropriations shall remain available for twelve months following the end of the financial year to which they relate to the extent that they are required to discharge obligations in respect of goods supplied and services rendered in the financial year and to liquidate any other outstanding legal obligation of the year. The balance of the appropriations shall be surrendered in accordance with Regulation 5.2 (d).
- "4.4 At the end of the twelve-month period provided in Regulation 4.3 above, the then remaining balance of any appropriations retained will be surrendered in accordance with Regulation 5.2 (d). Any unliquidated prior year obligations shall at the time be cancelled, or, where the obligation remains a valid charge, transferred as an obligation against current appropriations.
- "4.5 No transfer between appropriation sections may be made without authorization by the Commission."

THE CHAIRMAN (DR. DEASON): You have heard the reading of Section IV. Are there any comments?

MR. GUSHUE (CANADA): Mr. Chairman, in 4.2, perhaps "obligation" should be in the plural.

THE CHAIRMAN (DR. DEASON): It depends on whether you intend to use the noun or verb, sir, may the Chair observe. We use, in our fiscal practice, "obligation" as a verb, in which case it would be correct. If the word intended here is a noun, of course, it should be plural.

MR. KNOLLENBERG (UNITED STATES): You would have to add "incurred" or something to it if you made it into a noun.

THE CHAIRMAN (DR. DEASON): This term "obligation" as a verb may be an American Government fiscal term which is not used elsewhere.

MR. GUSHUE (CANADA): I quite see the point.

THE CHAIRMAN (DR. DEASON): If people prefer to use the noun, we have no objection.

Any further comment? I take it, then, you are agreeable to the wording as it is?

MR. GUSHUE (CANADA): Yes.

MR. KNOLLENBERG (UNITED STATES): In 4.4, should that be "twelve-month" or should that be "twelve months"?

THE CHAIRMAN (DR. DEASON): I will defer to you as a better English scholar than I, sir. Do you prefer "months"?

MR. KNOLLENBERG (UNITED STATES): If we are going into such things, I do.

THE CHAIRMAN (DR. DEASON): Mr. Dobson, how about the King's English on that point?

MR. DOBSON (UNITED KINGDOM): I think leave it as it is.

MR. KNOLLENBERG (UNITED STATES): Suits me.

THE CHAIRMAN (DR. DEASON): Any further comment?

MR. GUSHUE (CANADA): I think we ought to say we don't agree with Mr. Knollenberg.

THE CHAIRMAN (DR. DEASON): If there is no further discussion then, all those in favor please say "aye".

(Chorus of "ayes".)

Opposed, "no".

Section IV is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section V - PROVISION OF FUNDS

- "5.1 The appropriations, subject to the adjustments effected in accordance with the provisions of Regulation 5.2, shall be financed by contributions from Member States, in accordance with the provisions of Article XI, paragraphs 3 and 5 of the International Convention for the Northwest Atlantic Fisheries. Pending the receipt of such contributions, the appropriations may be financed from the Working Capital Fund.
- "5.2 In the assessment of the contributions of Member States, adjustments shall be made to the amounts of the appropriations approved by the Commission for the following financial year in respect of:
- "a. Supplementary appropriations for which contributions have not previously been assessed on the Member States;
  - "b. Miscellaneous income for which credits have not previously been taken into account, and any adjustments in estimated miscellaneous income previously taken into account;
  - "c. Contributions resulting from the assessments of new Member States under the provisions of Regulation 5.8.
  - "d. Any balance of the appropriations surrendered under Regulations 4.3 and 4.4.
- "5.3 After the Commission has adopted the budget and determined the amount of the Working Capital Fund, the Executive Secretary shall:
- "a. Transmit the relevant documents to Member States;
  - "b. Inform Member States of their commitments in respect of annual contributions and advances to the Working Capital Fund;
  - "c. Request them to remit their contributions and advances.
- "5.4 Contributions and advances shall be considered as due and payable in full within thirty days of the receipt of the communication of the Executive Secretary referred to in Regulation 5.3 above, or as of the first day of the financial year to which they relate, whichever is the later. As of the first day of the following financial year, the unpaid balance of such contributions and advances shall be considered to be one year in arrears.

"5.5 Annual contributions and advances to the Working Capital Fund shall be assessed and paid in the currency of the country in which the seat of the Commission is located, or as provided for in Article XI.6 of the International Convention for the Northwest Atlantic Fisheries."

There is a typographical error in Corrigendum A. It should be "International."

"5.6 Payments made by a Member State shall be credited first to the Working Capital Fund and then to the contributions due in the order in which the Member State was assessed.

"5.7 The Executive Secretary shall submit to the regular annual meeting of the Commission a report on the collection of contributions and advances to the Working Capital Fund.

"5.8 New Member States shall be required to make a contribution for the year in which they become members, and provide their proportion of the total advances to the Working Capital Fund consistent with the provisions of Article XI, paragraphs 3 and 5, of the Convention. New Member States whose ratifications become effective during the first six months of a financial year shall be required to pay a full year's assessment. New Member States whose ratifications become effective during the last six months of a financial year shall be required to pay one-half year's assessment."

THE CHAIRMAN (DR. DEASON): You have heard Section 5 of the Financial Regulations. Is there any discussion?

I think it is only fair to direct the specific attention of the observers from non-ratifying governments to 5.8, in which it is provided that if ratifications are deposited during the first six months of the year, they shall be liable for the entire year's assessment, and if during the last six months of a financial year, they shall be liable only for a one-half year's assessment.

Is there any discussion?

All those in favor, please say "aye".

(Chorus of "ayes".)

Opposed, "no".

The section is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section VI - FUNDS

"6.1 There shall be established a General Fund for the purpose of accounting for the expenditures of the Commission. The contributions paid by Member States

under Regulation 5.1, miscellaneous income, and any advances made from the Working Capital Fund to finance general expenditures shall be credited to the General Fund.

- "6.2 There shall be established a Working Capital Fund in an amount and for purposes to be determined from time to time by the Commission. The source of monies of the Working Capital Fund shall be advances from Member States determined in the same manner as the contribution to the annual administrative budget.
- "6.3 Advances made by Member States to the Working Capital Fund shall be carried to the credit of the Member States which have made such advances.
- "6.4 Advances made from the Working Capital Fund to finance budgetary appropriations during a financial year shall be reimbursed to the Fund as soon as and to the extent that income is available for that purpose.
- "6.5 Except when such advances are recoverable from some other source, advances made from the Working Capital Fund for unforeseen and extraordinary expenses or other authorized purposes shall be reimbursed through the submission of supplementary estimates."

I will read Section VII - "OTHER INCOME", and Section VIII - "CUSTODY OF FUNDS", at the same time.

"Section VII - OTHER INCOME

"7.1 All other income except:

- "a. Contributions to the administrative budget and to the special projects budget;
- "b. Refunds of direct expenditures made during the financial year;
- "c. Advances or deposits to Funds shall be classed as miscellaneous income, for credit to the General Fund.

"Section VIII - CUSTODY OF FUNDS

"8.1 The Executive Secretary shall designate the bank or banks in which the funds of the Commission shall be kept."

THE CHAIRMAN (DR. DEASON): You have heard the reading of Sections VI, VII, and VIII. Is there any discussion? If not, will all those in favor please say "aye"?

(Chorus of "ayes".)

Opposed?

The sections are adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section IX - INTERNAL CONTROL

"9.1 The Executive Secretary shall:

- "a. Establish detailed financial procedures in order to ensure effective financial administration and the exercise of economy;
- "b. Cause all payments to be made on the basis of supporting vouchers and other documents which ensure that the services or goods have been received, and that payment has not previously been made;
- "c. Designate the officers of the secretariat, who may receive monies, incur obligations and make payments on behalf of the Commission;"

I believe the first comma should be deleted.

THE CHAIRMAN (DR. DEASON): I believe that is correct. The comma in that section, the first comma, should be omitted.

THE SECRETARY GENERAL (MR. WHEELER): Under "c" you have, "Designate the officers of the secretariat, who ..." and the comma after "secretariat" should be deleted.

"d. Maintain an internal financial control which shall provide for an effective current examination and/or review of financial transactions in order to ensure:

- (i) The regularity of the receipt, custody and disposal of all funds and other financial resources of the Commission;
- (ii) The conformity of obligations and expenditures with the appropriations or other financial provision voted by the Commission.
- (iii) The economic use of the resources of the Commission.

"9.2 No obligations shall be incurred until allotments or other appropriate authorizations have been made in writing under the authority of the Executive Secretary.

"9.3 The Executive Secretary may, after full investigation, authorize the writing off of losses of cash, stores and other assets, provided that a statement of all such amounts written off shall be submitted to the Auditors with the annual accounts.

"9.4 Tenders for equipment, supplies and other requirements shall be invited by advertisement, except where the Executive Secretary deems that, in the interests of the Commission, a departure from the rule is desirable."

THE CHAIRMAN (DR. DEASON): You have heard the reading of Section IX. Is there any comment?

All those in favor, then, will please say "aye".

(Chorus of "ayes".)

Opposed?

The section is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section X - THE ACCOUNTS

"10.1 The Executive Secretary shall maintain such accounting records as are necessary and shall submit annual accounts showing for the financial year to which they relate:

"a. The income and expenditures,

"b. The status of appropriations, including:

"(i) The original budget appropriations;

"(ii) The appropriations as modified by any transfers;

"(iii) Credits, if any, other than the appropriations voted by the Commission;

"(iv) The amounts charged against those appropriations and/or other credits;

"c. The assets and liabilities of the Commission.

He shall also give such other information as may be appropriate to indicate the current financial position of the Commission.

"10.2 The annual accounts and accounting records of the Commission shall be presented in the currency of the country in which the seat of the Commission is located.

"10.3 The annual accounts shall be submitted by the Executive Secretary to the Auditors not later than ninety days following the end of the financial year."

THE CHAIRMAN (DR. DELSON): You have heard the reading of Section X. Is there any comment?

If not, will all those in favor please say "aye"?

(Chorus of "ayes".)

Opposed?

The section is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section XI - EXTERNAL AUDIT

- "11.1 The Commission shall employ external auditors who may be removed only by the Commission.
- "11.2 Having regard to the budgetary provisions for the audit, and after consultation with the Standing Committee on Finance and Administration relative to the scope of the audit, the Auditors shall perform such an audit as they deem necessary to certify:
- "a. That the financial statements are in accord with the books and records of the Commissions;
  - "b. That the financial transactions reflected in the statements have been in accordance with the rules and regulations, the budgetary provisions, and other applicable directives;
  - "c. That the monies on deposit and on hand have been verified by certificate received direct from the Commission's depositories or by actual count."

Section 11.3 has a change which I will indicate.

- "11.3 Subject to the directions of the Commission, the Auditors shall be the sole judge as to the acceptance in whole or in part of the certifications by the" -- (and substitute "Executive Secretary" for "Secretariat") -- " and may proceed to such detailed examination and verifications as they choose of all financial records, including those relating to supplies and equipment.
- "11.4 The Auditors may affirm by test the reliability of the internal audit and may make such reports with respect thereto as they may deem necessary to the Commission, to the Standing Committee on Finance and Administration or to the Executive Secretary."

Section 11.5 also has a slight change.

- 11.5 The Auditors and their staff shall have free access at all convenient times to all books of account and records which are, in the opinion of the Auditors, necessary for the performance of the audit. Information classified in the records of the" -- (and substitute "Executive Secretary" for "Secretariat") -- "as confidential, and which is required for the purposes of the audit, shall be made available on application to the Executive Secretary."

There is a similar change in Section 11.6.

- "11.6 The Auditors, in addition to certifying the accounts, may make such observations as they deem necessary with respect to the efficiency of the financial procedures, the accounting system, the internal financial controls and, in general, the financial consequences of administrative practices. In no case, however, shall the Auditors include criticism in their audit report without first affording the" -- (and substitute "Executive Secretary" for "Secretariat") -- "an opportunity of

explanation to the Auditors of the matter under **observation.** Audit objections to any item in the accounts shall be immediately communicated to the Executive Secretary.

- "11.7 The Auditors shall have no power to disallow items in the accounts, but shall draw to the attention of the Executive Secretary for appropriate action any transaction concerning which they entertain doubt as to legality or propriety."

There is a slight change in Section 11.8.

- "11.8 The Auditors shall prepare a report on the accounts certified, and on any matters on which the Commission by resolution" -- ("thereon" rather than "thereof") -- "may from time to time give specific instructions."
- "11.9 The Auditors shall submit their report to the Commission not later than six months following the end of the financial year to which the accounts relate. The Standing Committee on Finance and Administration shall forward to the Commission its comments, if any, on the audit report."

THE CHAIRMAN (DR. NELSON): You have heard the reading of Section XI. I believe it is appropriate to mention, at this juncture, that the Commissioners from Canada have indicated that if it is desired by the Commission, the Canadian Government would be willing to assist with the audit of the Commission's books and finances. This is a matter, of course, that can be arranged by the Secretary under the general authority contained here. The authority would permit him to arrange for audit by the Canadian Government, or to employ external auditors, that is, to engage a private auditing firm if that proved more expedient.

However, I think the Commission appreciates the very generous indication of the willingness of the Canadian Government to assist with this audit, which would possibly save the Commission considerable expense.

Is there any discussion of these items?

If not, then all those in favor of adopting Section XI will signify by saying "aye".

(Chorus of "ayes".)

Opposed, "no".

The section is adopted.

THE SECRETARY GENERAL (MR. WHEELER):

"Section XII - BONDING"

There is a complete substitution for Section 12.1:

"12.1 The Executive Secretary shall be bonded in Canadian currency by any reputable Bonding Company in such amount as may be determined by the Commission from time to time. The cost of the premium therefor shall be assumed by the Commission."

I will continue with Section XIII:

"Section XIII - DELEGATION OF AUTHORITY

"13.1 The Executive Secretary may delegate"--(and there is a correction of a typographical error, of "ot" to "to") -- "other officers of the Secretariat such of his powers as he considers necessary for the effective implementation of these regulations.

"Section XIV - GENERAL PROVISIONS

"14.1 These regulations shall be effective as of the date of their approval by the Commission, and may be amended only by the Commission."

Section 14.2 has an addendum, and reads:

"14.2 In case of doubt as to the interpretation and application of any of the foregoing regulations, the Executive Secretary is authorized to rule thereon after consultation with the Chairman."

THE CHAIRMAN (DR. DELSON): You have heard the reading of Sections XII, XIII, and XIV. Are there any comments? The Chair hears none.

All those in favor will please say "aye".

(Chorus of "ayes".)

Opposed?

The sections are adopted.

The Chair will now entertain a motion for the adoption of the financial regulations in toto.

MR. KNOLLENBERG (UNITED STATES): Mr. Chairman, I move that they be adopted.

THE CHAIRMAN (DR. DELSON): The United States has moved the adoption of the financial regulations. Do I hear a second?

MR. DINESEN (DENMARK): Second.

THE CHAIRMAN (DR. DELSON): The motion is seconded by Denmark.

The Technical Secretary will poll the Commissioners to record their vote.

RESTRICTED  
DOC/24  
April 5, 1951

THE TECHNICAL SECRETARY (MR. CHANEY): Canada.

DR. BATES (CANADA): Agreed.

THE TECHNICAL SECRETARY (MR. CHANEY): Denmark.

MR. DINESEN (DENMARK): Aye.

THE TECHNICAL SECRETARY (MR. CHANEY): Iceland.

DR. FRIDRIKSSON (ICELAND): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United Kingdom.

MR. DOBSON (UNITED KINGDOM): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United States.

MR. KNOLLENBERG (UNITED STATES): Yes.

THE CHAIRMAN (DR. DEASON): The regulations have been adopted unanimously.

We have had laid before us, during these last few minutes, the various papers and resolutions to which the Chairman of the Committee on Administration and Finance has referred. I suggest that at this juncture we might profitably recess for, say, a quarter of an hour, to stretch our legs and give us all an opportunity to read over these papers which have just been handed to us. I think then we will be in a position to consider them a little more efficiently.

Without objection, we will then recess for fifteen minutes.

(Whereupon, at 3:30 p.m., the meeting was recessed, to reconvene at 3:50 p.m.)

THE CHAIRMAN (DR. DEASON): Can we resume our Executive Session?

Before we proceed to the next item of business, the Secretary General has a number of announcements to make.

THE SECRETARY GENERAL (MR. WHEELER): I have been asked to inform you that the informal biological seminar for this evening will be canceled, and will be announced at a later time. I would like to ask if those who are not attending the biological seminar would still like the blackboard?

The second announcement I had for you is a matter of personal interest to you. For those of you who have not been in the United States before, the United States Government requires a tax form to be filled out before you leave the country. That is done normally by your mission here in town. There is a standard form provided by the Internal Revenue Bureau, and it has to be certified by an Internal Revenue officer. I am assuming that each one of your missions

will see that you have that form before you leave, but you might check with your mission to be sure they are providing you with a tax form for visitors to the United States, so that you will have that in your hand when you leave your port of debarkation.

MR. DOBSON (UNITED KINGDOM): Would Mr. Wheeler advise us where the thing is? Is it down just opposite the National Museum, that office there?

THE SECRETARY GENERAL (MR. WHEELER): That's right, the Bureau of Internal Revenue. I have been informed that most embassies and legations will take care of the form for their nationals, but it has to be certified on a working day, Friday or Monday, and you have to have it when you leave. If you have it when you leave they just pick it up, but if you don't have it, I don't think you get out.

THE CHAIRMAN (DR. DEASON): Since the seminar has been canceled, I might request that those who are here, especially the United States delegation, get word to those who are not attending these meetings regularly, and who might be coming this evening.

I will now call upon Dr. Bates for the various resolutions to which he referred this afternoon, and which are now before you.

DR. BATES (CANADA): Mr. Chairman, perhaps, by way of explanation, if the Commission would look at Document 20, you will see an estimated budget there for '51-'52, and a forecast for '52-'53. I will go into that budget in more detail on the draft budget resolution, but I just wished to draw your attention, first of all, to the fact that we would expect the later budgets to grow somewhat, for various reasons. If we move out of the St. Andrews Biological Station, there may be additional expenditures on rent and maintenance, for furniture, items of that sort, which will be provided by Dr. Needler's station to the Commission in its first year.

I should also like to refer the delegates to the table appended to Document 20. We are indebted to Mrs. Trenary for this table. This table is based on the expenditure this year of \$26,500.

The first column on the left shows the panel memberships of the various countries, and the other columns indicate the various combinations of costs that will lie on the governments according to the number who ratify. At present, only five have ratified: Canada, Denmark, Iceland, the United States, and the United Kingdom. If no other country were to ratify during the year '51-'52, then the costs on these five countries of the \$26,500 budget would be as shown in that column: Canada, \$11,164, Denmark, \$3,166, and so forth.

The other columns show what would happen if other countries ratified during the year. For instance, the second column--money column--shows what would happen if only Norway ratified. The third shows what would happen if only France ratified, and so on to the very last column, which shows what would happen if all countries ratified.

You will note--I guess it will appear in one of the resolutions--that because of this complex, because we feel that some countries may ratify at a very early date, we are recommending to the Commission that the various countries now members be asked to provide only half of their contribution in May of this year, the other half to be made in September. We are hopeful, you see, that between May and September some others may ratify, and that the cost per government will go down.

Mr. Chairman, with your permission, I might move to these resolutions. I should like to take Document 21, the Draft Budget Resolution:

"The Commission

"Resolves that for the financial year 1952:

"1. Appropriations totaling \$26,500 are hereby voted for the following purposes:"

The first item is really wages and salaries: \$6,500 for the Executive Secretary, up to \$6,500; \$5,000 for a statistician; and \$3,000 for a stenographer.

The travel is estimated at \$3,000. It includes \$1,000 for a trip to Europe. That might be either to the meeting of the ICES, or, as I understand, FAO intends to call a conference on statistics in fisheries, and it might be that the Chairman of the Commission would think that our Executive Secretary should attend one or the other of these meetings overseas.

"Transportation of things" is movement of documents. I suppose in our language it is freight and express.

Postage, telegraph, and telephone is a clear enough item.

Rents and utility services are down to a nominal sum.

Other contractual services, including printing, which will be the largest item there, printing of Commission reports, and so on, is \$2,000.

Supplies and materials are probably the usual items, paper, and so on. The equipment item is perhaps smaller than it might be otherwise, since the St. Andrews Station will be providing the furniture in the initial stages. The Station, no doubt, may also have other machinery that can be used by the Commission. There was a little difference between the members of the committee as to the magnitude of

this item. Some wanted to cut it down; others thought it would be better to buy a machine or two this year, rather than wait until the American inflation had proceeded further.

The cost of the annual meeting is perhaps a little conservative, but it seemed to be generally agreed.

These reached a total of \$26,500.

- "2. The appropriations voted by paragraph 1 above shall be financed by contributions from members after adjustment as provided by the Financial Regulations.
- "3. The Secretary Pro Tempore is directed to bill, on May 1, 1951, Member Governments for 50 percent of their contribution. The Acting Executive Secretary shall bill, on September 1, 1951, the balance of their contributions as adjusted by such subsequent ratifications as the Depository Government may have received."

THE CHAIRMAN (DR. DEASON): You have heard the Draft Budget Resolution as read by Dr. Bates. Is there any discussion?

The Chair will entertain a motion for its adoption.

MR. KNOLLENBERG (UNITED STATES): I so move.

THE CHAIRMAN (DR. DEASON): It is moved by the United States.

DR. FRIDRIKSSON: Second.

THE CHAIRMAN (DR. DEASON): The motion is seconded by Iceland.

Is there any further discussion? I think this is an important item and the vote probably should be taken by polling the delegations. The Technical Secretary will poll the delegations and record their votes on the Draft Budget Resolution.

THE TECHNICAL SECRETARY (MR. CHANEY): Canada.

DR. BATES (CANADA): Agreed.

THE TECHNICAL SECRETARY (MR. CHANEY): Denmark.

MR. DINESEN (DENMARK): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): Iceland.

DR. FRIDRIKSSON: Agreed.

THE TECHNICAL SECRETARY (MR. CHANEY): United Kingdom.

MR. DOBSON (UNITED KINGDOM): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United States.

MR. KNOLLENBERG (UNITED STATES); Yes.

THE CHAIRMAN (DR. DEASON): The resolution is unanimously adopted.

DR. BATES (CANADA): I would ask the members to turn to Document 23, the Working Capital Fund Resolution.

The purpose here is to provide a small capital fund in the beginning for emergencies. We think it is important in principle to establish it in the beginning. The resolution is:

"The Commission

"Resolves that:

- "1. The Working Capital Fund shall be established and maintained during the first financial period at the amount of \$5,000.
- "2. Members shall make advances to the Working Capital Fund in accordance with the scale of contributions prescribed by the Convention for contributions to the Administrative Budget of the Commission."

A slight change in wording has been suggested here that may make it clearer:

"The initial contribution by a Member State to the Working Capital Fund shall not be diminished by virtue of ratification during the latter half of a fiscal year, as in the case of contributions to the General Fund. Instead, such contributions shall be calculated on the basis of a full proportionate share of the Working Capital Fund.

- "3. The Executive Secretary is authorized to advance from the Working Capital Fund:
  - "(a) Such sums as may be necessary to finance budgetary appropriations pending receipt of contributions. Sums so advanced shall be reimbursed as soon as receipts from contributions are available for the purpose;
  - "(b) Such sums as may be necessary to finance unforeseen and extraordinary expenses, with the prior concurrence of the Chairman. The Executive Secretary shall make provision in the budget estimates for the ensuing fiscal year for reimbursing the Working Capital Fund."

THE CHAIRMAN (DR. DEASON): You have heard the resolution on the Working Capital Fund as read by Dr. Bates. Is there any discussion?

If there is no discussion, a motion is in order for adoption of the resolution. It should be noted that the tabulation attached to DOC/20, showing the contributions of

various countries, does not include this Working Capital Fund. Those shares have not been calculated, but the information can be determined later if anyone desires it.

May we have a motion on the resolution, please.

MR. DOBSON (UNITED KINGDOM): I will move it, Mr. Chairman.

THE CHAIRMAN (DR. DEASON): It is moved by the United Kingdom.

MR. DINESEN (DENMARK): Second.

THE CHAIRMAN (DR. DEASON): It is seconded by Denmark. Is there any further discussion? If not, the Technical Secretary will poll the delegations to record the vote.

THE TECHNICAL SECRETARY (MR. CHANEY): Canada.

DR. BATES (CANADA): Agreed.

THE TECHNICAL SECRETARY (MR. CHANEY): Denmark.

MR. DINESEN (DENMARK): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): Iceland.

DR. FRIDRIKSSON (ICELAND): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United Kingdom.

MR. DOBSON (UNITED KINGDOM): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United States.

MR. KNOLLENBERG (UNITED STATES): Yes.

THE CHAIRMAN (DR. DEASON): Dr. Bates.

DR. BATES (CANADA): I would ask the members to look at Document 22, the Draft Resolution covering the headquarters and the appointment of the Acting Executive Secretary. The Resolution reads as follows:

"The Commission resolves to accept the invitation of Canada and make its headquarters at St. Andrews Biological Station, St. Andrews, New Brunswick, for the time being;

"And further resolves to appoint W. Robert Martin, Ph.D., of St. Andrews, New Brunswick, as Acting Executive Secretary of the Commission for the period July 1, 1951, to June 30, 1952, at a salary not to exceed \$6,500 per annum; and authorizes the Acting Executive Secretary to employ, with the concurrence of the Chairman, such other persons as may be necessary, with compensation at the prevailing Canadian rates, and consistent with the Commission's budget;

"And further authorizes the payment of travelling expenses for the Acting Executive Secretary and his staff, at

RESOLUTION  
DOC/24  
April 5, 1951

rates comparable to those of officers of the Canadian Government."

I might perhaps mention this, Mr. Chairman, that it might be noted that Dr. Martin is being given a year's leave of absence from his post as Biologist with the Canadian Fisheries Research Board.

THE CHAIRMAN (DR. DEASON): Thank you, Dr. Bates.

The Chair is very delighted to note that Dr. Martin, a personal friend of long standing, has been selected for this post of Acting Executive Secretary. I am confident that he will discharge his duties capably, and will do all he can otherwise to establish the Commission on a firm foundation during this initial period.

Is there any discussion on the resolution?

DR. BATES (CANADA): Dr. Needler has drawn my attention to the point that it might be desirable in the first paragraph, third line, to put "St. Andrews Biological Station of the Fisheries Research Board of Canada", just to draw attention to the fact that it is a Board station. That is, "St. Andrews Biological Station of the Fisheries Research Board of Canada".

THE CHAIRMAN (DR. DEASON): I believe the amendment is in order. Is there discussion of the resolution embodied in DOC/22?

If not, may we have a motion for adoption?

MR. KNOLLENBERG (UNITED STATES): I so move.

THE CHAIRMAN (DR. DEASON): It is moved by the United States.

MR. DOBSON (UNITED KINGDOM): Second.

THE CHAIRMAN (DR. DEASON): The motion is seconded by the United Kingdom.

The Technical Secretary will poll the delegations to record the vote.

THE TECHNICAL SECRETARY (MR. CHANEY): Canada.

DR. BATES (CANADA): Agreed.

THE TECHNICAL SECRETARY (MR. CHANEY): Denmark.

MR. DINESEN (DENMARK): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): Iceland.

DR. FRIDRIKSSON (ICELAND): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United Kingdom.

MR. DOBSON (UNITED KINGDOM): Yes.

THE TECHNICAL SECRETARY (MR. CHANEY): United States.

MR. KNOLLENBERG (UNITED STATES): Yes.

THE CHAIRMAN (DR. DEASON): It has been unanimously adopted.

DR. BATES (CANADA): Mr. Chairman, under the Financial Regulations which the Commission agreed to this afternoon, there is a bonding requirement on the Executive Secretary. I should like to move that that be given prompt attention today, and that the Executive Secretary be bonded in the amount of \$25,000.

THE CHAIRMAN (DR. DEASON): It has been moved by Dr. Bates of Canada that the Executive Secretary be bonded in the amount of \$25,000, the premium on such bond, in accordance with the Financial Regulations, to be defrayed from the Commission's Fund.

Is there a second to the motion?

MR. KNOLLENBERG (UNITED STATES): Second.

THE CHAIRMAN (DR. DEASON): The United States seconds it.

Is there any discussion?

All those in favor will please signify by saying "aye".

(Chorus of "ayes".)

Opposed, "no".

The motion is adopted.

The Chair would like to return to some points raised earlier in the report of the Committee on Administration and Finance, in which the very generous invitations from Dalhousie University, Halifax, and the Government of Newfoundland were mentioned. Without objection from the Commission, the Chair proposes, at an appropriate early date, to communicate with the appropriate officers who extended the invitations, and indicate the Commission's appreciation for the invitations, and inform them as to the manner in which the Commission proposes to consider them, and to further inform them that action with regard to the invitation will be on the agenda for the second annual meeting of the Commission.

If there is no objection to such a procedure, the Chairman will do so.

We have now dealt completely with the business of the Committee on Administration and Finance, but we have dealt only in part with the work which we handed to the ad hoc Committee on Drafting. In addition to the Rules of Procedure for the Commission, we requested them to review the draft Rules of Procedure for the Panels and bring in observations to the Commission. I call on Mr. Gushue.

MR. GUSHUE (CANADA): Mr. Chairman, the Committee on Drafting considered the instruction of the Commission and has prepared a recommended set of rules, DOC/4 (Rev.1), which I take it the Commission would wish to consider for recommending to Panels.

These rules preserve the power in Panels to recommend, and so on, from time to time.

Would you like me to run quickly through these?

THE CHAIRMAN (DR. DEASON): I think it would be helpful, Mr. Gushue, if you would do so, indicating the changes that were made in the draft.

MR. GUSHUE (CANADA): Thank you, Mr. Chairman.

The members will note the change in the heading--the word "recommended" instead of "proposed". These rules will be recommended to each Panel. Each Panel has the right to deal with them as it thinks fit.

Rule 1 is as has already been circulated.

In Rule 2, the word "an" in the first line has been stricken out and "any" substituted.

Rule 3 deals with the attendance of Contracting Governments not participating in a Panel. The following words have been added:

"Prior to attendance at any meeting of the Panel, such Commissioners shall inform the Executive Secretary or Panel Chairman of their attendance and of the names of experts and advisers accompanying them."

That is so the record can be full and correct.

Rule 4 is unchanged.

Rule 5, for a reason which will appear later, has had added at the beginning "except as provided in Rule 12".

Rule 6 is as originally drafted.

In rule 7, the words "who shall serve" and the word "period" have been stricken out, also the word "and", and certain words added at the end. The rule now reads:

"The Panel shall elect from its members a Chairman for a term of two years who shall be eligible for re-election but not to a succeeding term. If the office of Chairman is vacated a new Chairman may be elected at the next meeting of the Panel for the unexpired balance of the term."

In Rule 8 the words "powers and" have been inserted at the beginning, now reading, "The powers and duties of the Chairman..."

On Rule 9 we have a Corrigendum here somewhere. If you will turn to the Corrigendum A, you will find that a change has been suggested as follows: The heading being "Report" and the rule reading:

"A summary report of the proceedings of all meetings of the Panel shall be prepared and submitted to the Chairman of the Panel."

In Rule 10, "decisive action" has been stricken and "a decision" substituted, and the words "Contracting Governments and" have been stricken out, the latter part then reading:

"...included in the provisional order of business which has been circulated through the Executive Secretary to all Commissioners at least 60 days in advance of the meeting at which the matter is to be discussed."

In Rule 11, the words "financial obligations" have been stricken out and the word "expenditure" substituted in line with the Convention.

Rule 12 is unchanged.

In Rule 13, the words "ad hoc" have been stricken out.

Rule 14 is similar to a similar rule regarding language of the Commission, which now reads:-

"English shall be the official and working language of the Panel but if desired any other language may be used, it being understood that persons doing so will provide their own interpreters. All official reports, recommendations and communications of the Panel shall be in English."

Rule 15 is unchanged.

In Rule 16 the word "the" has been changed to "these".

These are the changes, and these are the recommended rules of procedure as passed by the Drafting Committee for Panels.

THE CHAIRMAN (DR. DEASON): Thank you, Mr. Gushue.

MR. DOBSON (UNITED KINGDOM): Mr. Chairman, might I be quite clear about one point? I didn't quite follow Mr. Gushue because I haven't got the amendment. In Rule 9 the task or the duty of the rapporteur is eliminated?

MR. GUSHUE: Yes.

MR. DOBSON (UNITED KINGDOM): Thank you.

MR. GUSHUE (CANADA): The recommendation being made because some panels will have just two members.

MR. DOBSON (UNITED KINGDOM): Thank you very much. That is what I wanted to move, and it is already done.

THE CHAIRMAN (DR. DEASON): I would take it that in bringing forth this document, Mr. Gushue, as Chairman of the Drafting Committee, has, by his reading, put forth a motion

that the recommended set of rules of procedure be placed before each of the Panels when they meet for their consideration, and adoption with or without amendment as they see fit.

MR. GUSHUE (CANADA): I so move, Mr. Chairman.

THE CHAIRMAN (DR. DEASON): Is there a second to that motion?

MR. KNOLLENBERG (UNITED STATES): I second the motion, Mr. Chairman.

THE CHAIRMAN (DR. DEASON): Well, without objection then, the rules of procedure are accepted as a recommendation to each of the Panels when they shall convene.

It is proposed that tomorrow, beginning at 10:00 a.m., we convene the Panel meetings, beginning first with Panel 1, and as soon as they have finished, Panel 2 will convene, et cetera. I don't know how far we can get through with that during the day.

You will recall that Commissioners of countries who are not members of the Panel, and observers of non-ratifying countries are privileged to attend the meetings of the Panels, to participate in the discussion, but only Commissioners from countries who are members of the Panels will be privileged to vote.

Without objection, then, the order of the day for tomorrow will begin at ten o'clock with a meeting of Panel 1. Since the Panels will be without officers, the Secretary General will convene the Panel and call for nominations for Chairman of the Panel.

MR. DINESEN (DENMARK): Will it be in this room here?

THE CHAIRMAN (DR. DEASON): In this room.

Now, I wish to direct your attention to another item. We have had an ad hoc Committee on Drafting. Being an ad hoc Committee, it has completed the business with which it was charged and presumably is now abolished.

We also constituted an ad hoc Committee on Administration and Finance. Since it was an ad hoc Committee, it has discharged its responsibilities and is now abolished. However, the Rules of Procedure which we adopted early in the afternoon provide for a Standing Committee on Finance and Administration, which would have continuing functions during the intervals between meetings of the Commission.

It is suggested, therefore, that each delegation inform the Technical Secretary of its membership on the Standing Committee on Administration and Finance, so that the Standing Committee may be formally constituted.

It is believed that the Standing Committee might or might not meet, as it sees fit. It probably should meet and decide to either elect a new Chairman or retain the one who served on the ad hoc Committee.

We also constituted an ad hoc Committee on Research and Statistics. In order to give them something to do, we scheduled a meeting this morning, and they completed part of the work. There is still a great deal, however, for a Committee on Research and Statistics to do. The Chair believes the committee should be constituted as a Standing Committee forthwith, so that when it convenes the next time, it can or can not accept what the ad hoc Committee did, and go on from there and bring in a report later on for consideration.

Therefore, it is requested that the delegations inform the Technical Secretary of their desired membership on the Standing Committee on Research and Statistics.

Is there any other business to come before the Commission at this time?

MR. DOBSON (UNITED KINGDOM): Mr. Chairman, before we leave this question of the Standing Committees, I personally, and I am sure you all, would wish to pass a very cordial vote of thanks to our ad hoc chairmen for their ad hoc duties. I think it has meant a very great deal to the Commission.

THE CHAIRMAN (DR. DEASON): I concur in the sentiments expressed by the Commission, and would welcome a second to his motion.

MR. DINESEN (DENMARK): I second it.

MR. GUSHUE (CANADA): Might I suggest an amendment to that?

THE CHAIRMAN (DR. DEASON): Are the subjects of motions privileged to suggest amendments? The Chair asks for legislative advice.

MR. GUSHUE (CANADA): I am speaking as a Commissioner.

THE CHAIRMAN (DR. DEASON): As a Commissioner we will be glad to hear you.

MR. GUSHUE (CANADA): I should like the motion to refer to the "Committees" rather than to the "Chairmen". I think the reference is just to the Chairmen. As far as the Drafting Committee is concerned, that is. I would leave the Chairmen of the other Committees to express themselves.

DR. BATES (CANADA): Much as I dislike to agree with you publicly, I find this is one case where I do agree.

MR. DOBSON (UNITED KINGDOM): I withdraw nothing.

THE CHAIRMAN (DR. DEASON): The proponent of the motion refuses to accept the amendment offered by the Commissioner from Canada so we will proceed with the original motion as proposed by the United Kingdom and seconded by Denmark.

All those in favor will please applaud.

(Applause.)

Is there any other business to come before us this afternoon?

The Credentials Committee is now prepared to present an amendment to its earlier report. The Secretary General, Mr. Wheeler, will give that report to you.

THE SECRETARY GENERAL (MR. WHEELER): In DOC/15, which is the first report of the Credentials Committee, it was indicated the credentials of the representatives from Denmark had not as yet been received formally. The Committee, in the meantime, has received formal credentials of the Commissioner and representatives from Denmark, and has met and found them in good order, and presented them to the Commission.

THE CHAIRMAN (DR. DEASON): Thank you, Mr. Secretary.

If there is no further business at this time, I will declare this session adjourned.

(Thereupon, at 4:30 p.m., the session was adjourned.)





---

FIRST MEETING - WASHINGTON, D. C. - APRIL 2, 1951

---

RESTRICTED  
Corrigendum A  
DOC/24  
April 9, 1951

CORRIGENDUM A

MINUTES OF THE THIRD EXECUTIVE SESSION

April 5, 1951

Page 45

The following changes should be made in Paragraph 1:  
The first line, last word, should read "amend" instead of  
"recommend", and the words "and so on" should be deleted.

- END -

