

INTERNATIONAL COFFEE AGREEMENT

By Resolution number 366 the International Coffee Council approved on 30 March 1994 the text of the International Coffee Agreement 1994, contained in document EB-3467/94. By the same Resolution the Council requested the Executive Director to prepare the definitive text of the Agreement and to authenticate this text for transmission to the Secretary-General of the United Nations. This document contains a copy of the text of the International Coffee Agreement 1994 sent to the Secretary-General of the United Nations for deposit and signature under the provisions of Article 38 thereof.

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PREAMBLE

The Governments Party to this Agreement,

Recognizing the exceptional importance of coffee to the economies of many countries which are largely dependent upon this commodity for their export earnings and thus for the continuation of their development programmes in the social and economic fields;

Recognizing the need to foster the development of productive resources and the promotion and maintenance of employment and income in the coffee industry in Member countries, thereby bringing about fair wages, higher living standards and better working conditions;

Considering that close international cooperation on trade in coffee will foster the economic diversification and development of coffee-producing countries, will contribute to the improvement of political and economic relations between coffee exporting and importing countries, and will provide for increasing consumption of coffee;

Recognizing the desirability of avoiding disequilibrium between production and consumption which can give rise to pronounced fluctuations in prices harmful both to producers and to consumers;

Considering the relationship between the stability of the trade in coffee and the stability of markets for manufactured goods;

Noting the advantages derived from the international cooperation which resulted from the operation of the International Coffee Agreements 1962, 1968, 1976 and 1983;

Have agreed as follows:

CHAPTER I - OBJECTIVES

ARTICLE 1 OBJECTIVES

The objectives of this Agreement are:

- (1) to ensure enhanced international cooperation in connection with world coffee matters;
- (2) to provide a forum for intergovernmental consultations, and negotiations when appropriate, on coffee matters and on ways to achieve a reasonable balance between world supply and demand on a basis which

will assure adequate supplies of coffee at fair prices to consumers and markets for coffee at remunerative prices to producers, and which will be conducive to long-term equilibrium between production and consumption;

(3) to facilitate the expansion of international trade in coffee through the collection, analysis and dissemination of statistics and the publication of indicator and other market prices and thereby to enhance transparency in the world coffee economy;

(4) to act as a centre for the collection, exchange and publication of economic and technical information on coffee;

(5) to promote studies and surveys in the field of coffee; and

(6) to encourage and increase the consumption of coffee.

CHAPTER II - DEFINITIONS

ARTICLE 2 DEFINITIONS

For the purposes of this Agreement:

(1) Coffee means the beans and cherries of the coffee tree, whether parchment, green or roasted, and includes ground, decaffeinated, liquid and soluble coffee. These terms shall have the following meaning:

(a) green coffee means all coffee in the naked bean form before roasting;

(b) dried coffee cherry means the dried fruit of the coffee tree; to find the equivalent of dried coffee,, cherry to green coffee, multiply the net weight of the dried coffee cherry by 0.50;

(c) parchment coffee means the green coffee bean contained in the parchment skin; to find the equivalent of parchment coffee to green coffee, multiply the net weight of the parchment coffee by 0.80;

(d) roasted coffee means green coffee roasted to any degree and includes ground coffee: to find the equivalent of roasted coffee to green coffee, multiply the net weight of roasted coffee by 1.19;

(e) decaffeinated coffee means green, roasted or soluble coffee from which caffeine has been extracted; to find the equivalent of decaffeinated coffee to green coffee, multiply the net weight of the decaffeinated coffee in green, roasted or soluble form by 1.00, 1.19 or 2.6 respectively;

(f) liquid coffee means the water-soluble solids derived from roasted coffee and put into liquid form; to find the equivalent of liquid coffee to green coffee, multiply the net weight of the dried coffee solids contained in the liquid coffee by 2.6; and

(g) soluble coffee means the dried water-soluble solids derived from roasted coffee; to find the equivalent of soluble coffee to green coffee, multiply the net weight of the soluble coffee by 2.6.

(2) Bag means 60 kilogrammes or 132.276 pounds of green coffee; tonne means a mass of 1,000 kilogrammes or 2,204.6 pounds; and pound means 453.597 grammes.

(3) Coffee year means the period of one year, from 1 October to 30 September.

(4) Organization and Council mean, respectively, the International Coffee Organization and the International Coffee Council.

(5) Contracting Party means a Government or intergovernmental organization referred to in paragraph (3) of Article 4 which has deposited an instrument of ratification, acceptance, approval or provisional application of this Agreement in accordance with the provisions of Articles 39 and 40 or has acceded thereto in accordance with the provisions of Article

(6) Member means a Contracting Party; a designated territory or territories in respect of which separate membership has been declared under the provisions of Article 5; or two or more Contracting Parties or designated territories, or both, which participate in the Organization as a Member group under the provisions of Article 6.

CHAPTER III - GENERAL UNDERTAKINGS BY MEMBERS

ARTICLE 3

GENERAL UNDERTAKINGS BY MEMBERS

(1) Members undertake to adopt such measures as are necessary to enable them to fulfill their obligations under this Agreement and fully cooperate with one another in securing the attainment of the objectives of this Agreement: in particular, Members undertake to provide all information necessary to facilitate the functioning of this Agreement.

(2) Members recognize that Certificates of Origin are important sources' of information on the trade in coffee. Exporting Members, therefore, assume responsibility for ensuring the proper issuing and use of Certificates of Origin according to the rules established by the Council.

(3) Members recognize further that information on re-exports is also important for the proper analysis of the world coffee economy. Importing Members, therefore, undertake to supply regular and accurate information on re-exports, in the form and manner determined by the Council.

CHAPTER IV - MEMBERSHIP

ARTICLE 4

MEMBERSHIP OF THE ORGANIZATION