



Treaty Series No. 132 (1975)

Protocols

for the Further Extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971

Washington, 25 March—14 April 1975

[Protocol for the Further Extension of the Wheat Trade Convention, 1971. The United Kingdom deposited an instrument of accession on 18 June 1975. With respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21, the Protocol entered into force for the United Kingdom on 19 June 1975. With respect to Articles 3 to 9 inclusive and Article 21 of the Convention, the Protocol entered into force for the United Kingdom on 1 July 1975.

Protocol for the Further Extension of the Food Aid Convention, 1971. The United Kingdom instrument of accession was deposited on 18 June 1975. The Protocol entered into force for the United Kingdom on 19 June 1975 with respect to all provisions other than Article II of the Convention and Article III of the Protocol; and on 1 July 1975 with respect to Article II of the Convention and Article III of the Protocol.]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
November 1975*

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PROTOCOLS
FOR THE FURTHER EXTENSION OF THE WHEAT TRADE
CONVENTION AND FOOD AID CONVENTION CONSTITUTING
THE INTERNATIONAL WHEAT AGREEMENT, 1971

PREAMBLE

The Conference to establish the texts of the Protocols for the further extension of the Conventions constituting the International Wheat Agreement, 1971⁽¹⁾,

Considering that the International Wheat Agreement of 1949⁽²⁾ was revised, renewed or extended in 1953⁽³⁾, 1956⁽⁴⁾, 1959⁽⁵⁾, 1962⁽⁶⁾, 1965⁽⁷⁾, 1966⁽⁸⁾, 1967⁽⁹⁾, 1968⁽¹⁰⁾, 1971⁽¹⁾ and 1974⁽¹¹⁾,

Considering that the International Wheat Agreement, 1971, consisting of two separate legal instruments, the Wheat Trade Convention, 1971 and the Food Aid Convention, 1971, both of which were extended by Protocol in 1974, will expire on 30 June 1975,

Has established the texts of Protocols for the further extension of the Wheat Trade Convention, 1971 and for further extension of the Food Aid Convention, 1971.

(1) Treaty Series No. 21 (1972), Cmnd. 4953.

(2) Treaty Series No. 65 (1949), Cmd. 7819.

(3) United Nations Treaty Series No. 2746, Vol. 203, page 242.

(4) United Nations Treaty Series No. 3896, Vol. 270, page 103.

(5) Treaty Series No. 28 (1960), Cmnd. 1074.

(6) Treaty Series No. 15 (1963), Cmnd. 1867.

(7) Treaty Series No. 92 (1965), Cmnd. 2832.

(8) Treaty Series No. 64 (1966), Cmnd. 3134.

(9) Treaty Series No. 77 (1967), Cmnd. 3468.

(10) Treaty Series No. 1 (1969), Cmnd. 3840.

(11) Treaty Series No. 20 (1975), Cmnd. 5946.

**PROTOCOL
FOR THE FURTHER EXTENSION OF THE WHEAT TRADE
CONVENTION, 1971**

The Governments party to this Protocol,

Considering that the Wheat Trade Convention, 1971 (hereinafter referred to as "the Convention") of the International Wheat Agreement, 1971(^o), which was extended by Protocol in 1974, expires on 30 June 1975,

Have agreed as follows:

ARTICLE 1

Extension, expiry and termination of the Convention

Subject to the provisions of Article 2 of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1976, provided that, if a new international agreement covering wheat enters into force before 30 June 1976, this Protocol shall remain in force only until the date of entry into force of the new agreement.

ARTICLE 2

Inoperative provisions of the Convention

The following provisions of the Convention shall be deemed to be inoperative with effect from 1 July 1975:

- (a) paragraph (4) of Article 19;
- (b) Articles 22 to 26 inclusive;
- (c) paragraph (1) of Article 27;
- (d) Articles 29 to 31 inclusive.

ARTICLE 3

Definition

Any reference in this Protocol to a "Government" or "Governments" shall be construed as including a reference to the European Economic Community (hereinafter referred to as "the Community"). Accordingly, any reference in this Protocol to "signature" or to the "deposit of instruments of ratification, acceptance, approval or conclusion" or "an instrument of accession" or a "declaration of provisional application" by a Government shall, in the case of the Community, be construed as including signature or declaration of provisional application on behalf of the Community by its competent authority and the deposit of the instrument required by the institutional procedures of the Community to be deposited for the conclusion of an international agreement.

ARTICLE 4

Finance

The initial contribution of any exporting or importing member acceding to this Protocol under paragraph (1) (b) of Article 7 thereof, shall be assessed by the Council on the basis of the votes to be distributed to it and the period remaining in the current crop year, but the assessments made upon other exporting and importing members for the current crop year shall not be altered.

ARTICLE 5

Signature

This Protocol shall be open for signature in Washington from 25 March 1975 until and including 14 April 1975 by Governments of countries party to the Convention as extended by Protocol, or which are provisionally regarded as party to the Convention as extended by Protocol, on 25 March 1975, or which are members of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, and are listed in Annex A or Annex B to the Convention.

ARTICLE 6

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory Government in accordance with its respective constitutional or institutional procedures. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1975, except that the Council may grant one or more extensions of time to any signatory Government that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

ARTICLE 7

Accession

(1) This Protocol shall be open for accession :

- (a) until 18 June 1975 by the Government of any member listed in Annex A or B to the Convention as of that date, except that the Council may grant one or more extensions of time to any Government that has not deposited its instrument by that date, and
- (b) after 18 June 1975 by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency upon such conditions as the Council considers appropriate by not less than two-thirds of the votes cast by exporting members and two-thirds of the votes cast by importing members.

(2) Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

(3) Where, for the purposes of the operation of the Convention and this Protocol, reference is made to members listed in Annex A or B to the Convention, any member the Government of which has acceded to the Convention on conditions prescribed by the Council, or to this Protocol in accordance with paragraph (1)(b) of this Article, shall be deemed to be listed in the appropriate Annex.

ARTICLE 8

Provisional application

Any signatory Government may deposit with the Government of the United States of America a declaration of provisional application of this Protocol. Any other Government eligible to sign this Protocol or whose application for accession is approved by the Council may also deposit with the Government of the United States of America a declaration of provisional application. Any Government depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

ARTICLE 9

Entry into force

(1) This Protocol shall enter into force among those Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, in accordance with Articles 6, 7 and 8 of this Protocol by 18 June 1975, as follows:

- (a) on 19 June 1975, with respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21, and
- (b) on 1 July 1975, with respect to Articles 3 to 9 inclusive, and Article 21 of the Convention,

if such instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application have been deposited not later than 18 June 1975 on behalf of Governments representing exporting members which held at least 60 per cent of the votes set out in Annex A and representing importing members which held at least 50 per cent of the votes set out in Annex B, or would have held such votes respectively if they had been parties to the Convention on that date.

(2) This Protocol shall enter into force for any Government that deposits an instrument of ratification, acceptance, approval, conclusion or accession after 19 June 1975 in accordance with the relevant provisions of this Protocol, on the date of such deposit, except that no part of it shall enter into force for such a Government until that part enters into force for other Governments under paragraph (1) or (3) of this Article.

(3) If this Protocol does not enter into force in accordance with paragraph (1) of this Article, the Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, may decide by mutual consent that it shall enter into force among those Governments that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application.

ARTICLE 10

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding Governments of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to, this Protocol, as well as of each notification and notice received under Article 27 of the Convention and each declaration and notification received under Article 28 of the Convention.

ARTICLE 11

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations⁽¹²⁾. Any amendments to this Protocol shall likewise be communicated.

ARTICLE 12

Relationship of Preamble to Protocol

This Protocol includes the Preamble to the Protocols for the further extension of the International Wheat Agreement, 1971⁽¹⁾.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages⁽¹³⁾ shall be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party and to the Executive Secretary of the Council.

⁽¹²⁾ Treaty Series No. 67 (1946), Cmd. 7015.

⁽¹³⁾ Texts in the French, Russian and Spanish languages will appear in the United Nations Treaty Series, available through Agency Section, Her Majesty's Stationery Office, P.O. Box 569, London, SE1 9NY. Tel.: 01-928 6977, ext. 410.

PROTOCOL FOR THE FURTHER EXTENSION OF THE WHEAT TRADE
CONVENTION, 1971

SIGNATURES, DECLARATIONS OF PROVISIONAL APPLICATION, RATIFICATIONS, ACCEPTANCES
AND APPROVALS

<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of declaration of provisional application</i>	<i>Date of deposit of instrument of ratification, acceptance or approval</i>	<i>Date of deposit of instrument of accession</i>
Algeria	10.4.1975			
Argentina	14.4.1975	14.4.1975		
Australia	11.4.1975		13.6.1975	
Austria	10.4.1975			
Belgium		18.6.1975 ⁽¹⁴⁾		
Bolivia				2.6.1975
Brazil	31.3.1975	18.6.1975		
Canada	14.4.1975		18.6.1975	
Cuba	14.4.1975 ⁽¹⁴⁾	14.4.1975		
Denmark				18.6.1975 ⁽¹⁴⁾
Dominican Republic ...	14.4.1975			
Ecuador	14.4.1975			
Egypt	10.4.1975		17.6.1975	
European Economic Community		18.6.1975 ⁽¹⁴⁾		
Finland	11.4.1975	16.6.1975		
France		18.6.1975 ⁽¹⁴⁾		
Germany, Federal Republic of		18.6.1975 ⁽¹⁴⁾		
Greece				18.6.1975
Guatemala	10.4.1975	18.6.1975		
India	14.4.1975		12.6.1975	
Iran		17.6.1975		
Iraq		27.6.1975		
Ireland, Republic of ...		18.6.1975 ⁽¹⁴⁾		
Israel	14.4.1975	18.6.1975		
Italy		18.6.1975 ⁽¹⁴⁾		
Japan	14.4.1975	18.6.1975 ⁽¹⁵⁾		
Kenya		17.6.1975		
Korea, Republic of ...	3.4.1975		18.6.1975	
Lebanon				13.6.1975
Libya	14.4.1975	18.6.1975		
Luxembourg		18.6.1975 ⁽¹⁴⁾		
Malta				29.4.1975
Mauritius	25.3.1975		10.6.1975	
Morocco	11.4.1975	18.6.1975		
Netherlands		18.6.1975 ⁽¹⁴⁾⁽¹⁶⁾		
Nigeria				18.6.1975
Norway	14.4.1975		18.6.1975	
Pakistan	4.4.1975		17.6.1975	
Panama				16.6.1975
Peru				9.7.1975
Portugal	14.4.1975	5.6.1975		
Saudi Arabia				18.6.1975
South Africa	10.4.1975		7.5.1975	
Spain		15.4.1975		
Sweden	14.4.1975		16.6.1975	
Switzerland	14.4.1975	12.6.1975		
Syrian Arab Republic ...		17.6.1975		
Trinidad and Tobago ...	14.4.1975		20.5.1975	
Tunisia		4.6.1975		
Union of Soviet Socialist Republics	8.4.1975 ⁽¹⁴⁾		6.5.1975 ⁽¹⁴⁾	
United Kingdom				18.6.1975 ⁽¹⁴⁾⁽¹⁷⁾
United States of America	10.4.1975	18.6.1975 ⁽¹⁸⁾		
Vatican City	14.4.1975		16.6.1975	
Venezuela	14.4.1975			

(14) For statements see pages 10-12.

(15) With the understanding that " during the period of provisional application, the two Protocols . . . shall be implemented by the Government of Japan within the limitations of its internal legislations and budgets ".

(16) With respect to the Kingdom in Europe and Surinam.

(17) In respect of the United Kingdom of Great Britain and Northern Ireland, Dominica, Saint Christopher-Nevis-Anguilla, Saint Vincent, Bailiwick of Guernsey, Isle of Man, Belize, Bermuda, British Virgin Islands, Gibraltar, Gilbert and Ellice Islands Colony, Hong Kong, Montserrat, Saint Helena and Dependencies and Seychelles.

(18) Protocol will be applied provisionally " within the limitation of the United States internal legislation and budgetary process ".

STATEMENTS

BELGIUM

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of Belgium made the following statement:

“ . . . le Gouvernement belge ne peut accepter les réserves exprimées à l'égard de la Communauté Economique Européenne lors de la signature du Protocole précité le 8 avril 1975 par le Gouvernement de l'Union des Républiques Socialistes Soviétiques, réserves qui ont été répétées dans l'instrument d'adhésion daté du 23 avril 1975 qui a été déposé le 6 mai 1975 auprès du Gouvernement des Etats-Unis d'Amérique.”

[Unofficial translation.]

. . . the Belgian Government is not able to accept the reservations relating to the European Economic Community accompanying the signature of the Government of the Union of Soviet Socialist Republics of the said Protocol on 8 April 1975 and repeated in the instrument of acceptance dated 23 April 1975 which was deposited with the Government of the United States of America on 6 May 1975.

CUBA

On signing the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of Cuba made the following statement:

“ La firma della República de Cuba al Protócolo para la Nueva Prórroga del Convenio sobre el Comercio del Trigo, 1971, no se podrá interpretar como el reconocimiento o aceptación a la República de Corea (parrafo 4, inciso A) del referido Protocolo.

La República de Cuba considera que las disposiciones del Artículo 28 del Convenio sobre el Comercio del Trigo, 1971, ya no son aplicables por ser contrarias a la Declaración sobre la Concesión de la Independencia de los Países y Pueblos Coloniales (Resolución 1514) hecha por la Asamblea General de las Naciones Unidas el 14 de Diciembre de 1960 en la que se proclama la necesidad de poner fin rápida e incondicionalmente al colonialismo en todas sus formas y manifestaciones.”

[Unofficial translation.]

The Republic of Cuba's signature of the Protocol for the Further Extension of the Wheat Trade Convention, 1971 must not be interpreted as recognition or acceptance of the Republic of Korea (paragraph 4, sub-paragraph (a)) of the said Protocol.

The Republic of Cuba considers that the provisions of Article 28 of the Wheat Trade Convention, 1971, are no longer applicable being contrary to the Declaration on the Granting of Independence to Colonial Countries and Territories (Resolution 1514) made by the General Assembly of the United Nations on 14 December 1960 in which is proclaimed the necessity of bringing to a speedy and unconditional end colonialism in all its forms and manifestations.

DENMARK

On acceding to the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of Denmark made the following statement:

“ . . . the Government of Denmark does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on April 8, 1975 and repeated in the instrument of acceptance dated April 23, 1975, which was deposited on May 6, 1975 with the government of the United States of America.”

EUROPEAN ECONOMIC COMMUNITY

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Council of Ministers of the European Community made the following statement:

“ . . . The Council of Ministers of the European Community does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April, 1975, and repeated in the instrument of acceptance dated 23 April, 1975, which was deposited on 6 May, 1975, with the Government of the United States of America.”

FRANCE

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of France made the following statement:

“ . . . se réfère à la réserve que l'Union des Républiques Socialistes Soviétiques a formulée à l'égard de la Communauté Economique Européenne en procédant le 8 Avril 1975 à la signature du protocole de prorogation de la Convention de 1971 sur le commerce du blé, ainsi que dans son instrument d'acceptation daté du 23 Avril 1975 et déposé le 6 Mai 1975 auprès du Gouvernement des Etats-Unis d'Amérique.

L'Ambassade de France a l'honneur de faire savoir au Département d'Etat que le Gouvernement français n'accepte pas cette réserve.”

[Unofficial translation.]

. . . and with reference to the reservation relating to the European Economic Community made by the Union of Soviet Socialist Republics which accompanied their signature on 8 April 1975 of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, and repeated in the instrument of acceptance dated 23 April 1975 and deposited on 6 May 1975 with the Government of the United States of America.

The French Embassy has the honour to inform the Department of State that the French Government does not accept this reservation.

FEDERAL REPUBLIC OF GERMANY

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of the Federal Republic of Germany made the following statement:

“ The Government of the Federal Republic of Germany does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April, 1975 and repeated in the instruments of acceptance dated April 23, 1975 which was deposited May 6, 1975 with the Government of the United States of America.”

REPUBLIC OF IRELAND

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of the Republic of Ireland made the following statement:

“ . . . the Government of Ireland does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8th April, 1975 and repeated in the instrument of acceptance dated 23rd April, 1975, which was deposited on 6th May, 1975 with the Government of the United States of America.”

ITALY

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of Italy made the following statement:

“ . . . in connection with the Protocol of Further Extension of the Wheat Trade Convention 1971, the Government of Italy does not accept the statement relating to the European Economic Community which accompanies the signature of that Protocol on April 8, 1975 and the deposit of the instruments of acceptance of the same Protocol on May 6, 1975 by the Union of Soviet Socialist Republics.”

LUXEMBOURG

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of the Grand Duchy of Luxembourg made the following statement:

“ . . . in connection with the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of the Grand Duchy of Luxembourg does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on April 8, 1975 and repeated in the instrument of acceptance dated April 23, 1975, which was deposited on May 6, 1975 with the Government of the United States of America.”

NETHERLANDS

On depositing their declaration of provisional application of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of the Netherlands made the following statement:

“ . . . in connection with the Protocol for the Further Extension of the Wheat Trade Convention, 1971, the Government of the Kingdom of the Netherlands does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on April 8, 1975, and repeated in the instrument of acceptance dated 23 April, 1975, which was deposited on 6 May, 1975, with the Government of the United States of America.”

UNION OF SOVIET SOCIALIST REPUBLICS

Oral statement accompanying signature by the Union of Soviet Socialist Republics of the Protocol for the Further Extension of the Wheat Trade Convention, 1971, on 8 April, 1975, which was re-affirmed on acceptance.

“ The Government of the Union of Soviet Socialist Republics declares that the participation of the Union of Soviet Socialist Republics in the Protocol does not create any obligations for the USSR with regard to the European Economic Community and that the provisions of the Protocol which limit the possibilities for certain States to participate in it are in contradiction with the universally recognised principle of the sovereign equality of States.”

UNITED KINGDOM

On depositing their instrument of accession the Government of the United Kingdom of Great Britain and Northern Ireland made the following statement:

“ . . . the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of that Protocol on 8 April 1975 and repeated in the Instrument of Acceptance dated 23 April 1975 which was deposited on 6 May 1975 with the Government of the United States of America.”

**PROTOCOL
FOR THE FURTHER EXTENSION OF THE FOOD AID
CONVENTION, 1971**

The parties to this Protocol,

Considering that the Food Aid Convention, 1971⁽¹⁾ (hereinafter referred to as "the Convention") of the International Wheat Agreement, 1971⁽²⁾, which was extended by Protocol in 1974⁽³⁾, expires on 30 June 1975,

Have agreed as follows:

ARTICLE I

Extension, expiry and termination of the Convention

Subject to the provisions of Article II of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1976, provided that, if a new agreement covering food aid enters into force before 30 June 1976 this Protocol shall remain in force only until the date of entry into force of the new agreement.

ARTICLE II

Inoperative provisions of the Convention

The provisions of paragraphs (1), (2) and (3) of Article II, of paragraph (1) of Article III, and of Articles VI to XIV, inclusive, of the Convention shall be deemed to be inoperative with effect from 1 July 1975.

ARTICLE III

International food aid

(1) The parties to this Protocol agree to contribute as food aid to the developing countries, wheat, coarse grains or products derived therefrom, suitable for human consumption and of an acceptable type and quality, or the cash equivalent thereof, in the minimum annual amounts specified in paragraph (2) below.

(2) The minimum annual contribution of each party to this Protocol is fixed as follows:

							<i>Metric tons</i>
Argentina	...	...	...	...	...	...	23,000
Australia	...	...	...	...	...	...	225,000
Canada	...	...	...	...	...	...	495,000
Finland	...	...	...	...	...	...	14,000
Japan	...	...	...	...	...	...	225,000
Sweden	...	...	...	...	...	...	35,000
Switzerland	...	...	...	...	...	...	32,000
United States of America	...	...	...	...	...	...	1,890,000

(3) For the purpose of the operation of this Protocol, any party which has signed this Protocol pursuant to paragraph (2) of Article V thereof, or which has acceded to this Protocol pursuant to the appropriate provisions of Article VII thereof, shall be deemed to be listed in paragraph (2) of Article III of this Protocol together with the minimum contribution of such party as determined in accordance with the relevant provisions of Article V or Article VII of this Protocol.

ARTICLE IV

Food Aid Committee

There shall be established a Food Aid Committee whose membership shall consist of the parties listed in paragraph (2) of Article III of this Protocol and of those others that become parties to this Protocol. The Committee shall appoint a Chairman and a Vice-Chairman.

ARTICLE V

Signature

(1) This Protocol shall be open for signature in Washington from 25 March 1975 until and including 14 April 1975 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland and the United States of America, provided that they sign both this Protocol and the Protocol for the further extension of the Wheat Trade Convention, 1971.

(2) This Protocol shall also be open for signature, on the same conditions, to parties to the Food Aid Convention, 1967^(a) or to the Food Aid Convention, 1971^(b) as extended by Protocol, and to those provisionally regarded as parties to the Food Aid Convention, 1971 as extended by Protocol, which are not enumerated in paragraph (1) of this Article, provided that their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967 or, subsequently, in the Food Aid Convention, 1971 as extended by Protocol.

ARTICLE VI

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory in accordance with its constitutional or institutional procedures, provided that it also ratifies, accepts, approves or concludes the Protocol for the further extension of the Wheat Trade Convention, 1971. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1975, except that the Food Aid Committee may grant one or more extensions of time to any signatory that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

ARTICLE VII

Accession

(1) This Protocol shall be open for accession by any party referred to in Article V of this Protocol, provided it also accedes to the Protocol for the further extension of the Wheat Trade Convention, 1971 and provided further that in the case of parties referred to in paragraph (2) of Article V their contribution is at least equal to that which they agreed to make in the Food Aid Convention, 1967 or, subsequently, in the Food Aid Convention, 1971 as extended by Protocol. Instruments of accession under this paragraph shall be deposited not later than 18 June 1975, except that the Food Aid Committee may grant one or more extensions of time to any party that has not deposited its instrument of accession by that date.

(2) The Food Aid Committee may approve accession to this Protocol, as a donor, by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, on such conditions as the Food Aid Committee considers appropriate, provided that the Government also accedes at the same time to the Protocol for the further extension of the Wheat Trade Convention, 1971, if not already a party to it.

(3) Accession shall be effected by the deposit of an instrument of accession with the Government of the United States of America.

ARTICLE VIII

Provisional application

Any party referred to in Article V of this Protocol may deposit with the Government of the United States of America a declaration of provisional application of this Protocol, provided it also deposits a declaration of provisional application of the Protocol for the further extension of the Wheat Trade Convention, 1971. Any other party whose application for accession is approved may also deposit with the Government of the United States of America a declaration of provisional application, provided that the party also deposits a declaration of provisional application of the Protocol for the further extension of the Wheat Trade Convention, 1971, unless it is already a party to that Protocol or has already deposited a declaration of provisional application of that Protocol. Any such party depositing such a declaration shall provisionally apply this Protocol and be provisionally regarded as a party thereto.

ARTICLE IX

Entry into force

(1) This Protocol shall enter into force for those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession:

(a) on 19 June 1975 with respect to all provisions other than Article II of the Convention and Article III of the Protocol, and

(b) on 1 July 1975 with respect to Article II of the Convention and Article III of the Protocol

provided that all Governments listed in paragraph (1) of Article V of this Protocol have deposited such instruments or a declaration of provisional application by 18 June 1975 and that the Protocol for the further extension of the Wheat Trade Convention, 1971 is in force. For any other party that deposits an instrument of ratification, acceptance, approval, conclusion or accession after the entry into force of the Protocol, this Protocol shall enter into force on a date of such deposit.

(2) If this Protocol does not enter into force in accordance with the provisions of paragraph (1) of this Article, the parties which by 19 June 1975 have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application may decide by mutual consent that it shall enter into force among those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, provided that the Protocol for the further extension of the Wheat Trade Convention, 1971 is in force, or they may take whatever other action they consider the situation requires.

ARTICLE X

Notification by depositary Government

The Government of the United States of America as the depositary Government shall notify all signatory and acceding parties of each signature, ratification, acceptance, approval, conclusion, provisional application of, and accession to this Protocol.

ARTICLE XI

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations⁽¹²⁾. Any amendments to this Protocol shall likewise be communicated.

ARTICLE XII

Relationship of Preamble to Protocol

This Protocol includes the Preamble to the Protocols for the further extension of the International Wheat Agreement, 1971.

In witness whereof the undersigned, having been duly authorized to this effect by their respective Governments or authorities, have signed this Protocol on the dates appearing opposite their signatures.

The texts of this Protocol in the English, French, Russian and Spanish languages⁽¹⁹⁾ shall all be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party.

⁽¹⁹⁾ Texts in the French, Russian and Spanish languages will appear in the United Nations Treaty Series, available through Agency Section, Her Majesty's Stationery Office, P.O. Box 569, London, SE1 9NY. Tel.: 01-928 6977, ext. 410.

**PROTOCOL FOR THE FURTHER EXTENSION OF THE FOOD AID
CONVENTION, 1971**

**SIGNATURES, DECLARATIONS OF PROVISIONAL APPLICATION, RATIFICATIONS, ACCEPTANCES
AND APPROVALS**

<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of declaration of provisional application</i>	<i>Date of deposit of instrument of ratification, acceptance or approval</i>	<i>Date of deposit of instrument of accession</i>
Argentina	14.4.1975	14.4.1975		
Australia	11.4.1975		13.6.1975	
Belgium		18.6.1975		
Canada	14.4.1975		18.6.1975	
Denmark				18.6.1975
European Economic Community		18.6.1975		
Finland	11.4.1975	16.6.1975		
France		18.6.1975		
Germany, Federal Republic of		18.6.1975		
Ireland, Republic of ...		18.6.1975		
Italy		18.6.1975		
Japan	14.4.1975 ⁽²⁰⁾	18.6.1975 ⁽²⁰⁾⁽²¹⁾		
Luxembourg		18.6.1975		
Netherlands		18.6.1975 ⁽²²⁾		
Sweden	14.4.1975		16.6.1975	
Switzerland	14.4.1975 ⁽²⁰⁾	12.6.1975		
United Kingdom ...				18.6.1975
United States of America	10.4.1975 ⁽²⁰⁾	18.6.1975 ⁽²³⁾		

⁽²⁰⁾ For reservation and statements see page 18.

⁽²¹⁾ With the understanding that "during the period of provisional application, the two Protocols . . . shall be implemented by the Government of Japan within the limitations of its internal legislations and budgets".

⁽²²⁾ With respect to the Kingdom in Europe only.

⁽²³⁾ Protocol will be applied provisionally "within the limitation of the United States internal legislation and budgetary process".

STATEMENTS

JAPAN

On signing the Protocol for the Further Extension of the Food Aid Convention, 1971, the Government of Japan made the following reservation:

"The Government of Japan reserves the right to discharge its obligations under Article III of this Protocol by providing assistance in the form of rice, not excluding rice produced in non-member developing countries, or, if requested by recipient countries, in the form of agricultural materials."

In a letter dated 18 April 1975 addressed to the President of the European Communities the Ambassador of Japan to Belgium stated the following:

"With reference to the Protocol for the Further Extension of the Food Aid Convention, 1971, I have the honour to inform Your Excellency that the said Protocol was signed in Washington, D.C., U.S.A. on April 14th, 1975 by the Ambassador of Japan to the United States of America on behalf of the Government of Japan.

I wish to take this opportunity to confirm the position stated by the representative of the Government of Japan at the Conference of Governments for the further extension of the Wheat Trade Convention and the Food Aid Convention constituting the International Wheat Agreement, 1971 held in London on February 14th, 1975, that the Government of Japan was in favour of the further extension of the Food Aid Convention, 1971 by the Protocol if the European Economic Community and other major donors would become parties to that Protocol.

I have further the honour to state, in this connection, that the Government of Japan will not be prepared to deposit either the declaration of provisional application or the instrument of acceptance of the above-mentioned Protocol unless the European Economic Community and other major donors become parties to that Protocol."

SWITZERLAND

On signing the Protocol for the Further Extension of the Food Aid Convention, 1971, the Government of Switzerland made the following statement:

"La signature du protocole portant prorogation de la convention relative à l'aide alimentaire de 1971 est donnée dans l'attente que toutes les parties à la convention de 1971 y souscriront et cela dans la même mesure que jusqu'à présent."

[Unofficial translation.]

The signature of the Protocol for the Further Extension of the Food Aid Convention, 1971, is made in the expectation that all the parties to the 1971 Convention will subscribe to it to the same extent as at present.

UNITED STATES OF AMERICA

On signing the Protocol for the Further Extension of the Food Aid Convention, 1971, the Government of the United States of America made the following statement:

"... the instrument of ratification of the Protocol by the United States will not be deposited if the European Economic Community does not become a party to that Protocol."