



**Procedures for membership of the  
International Coffee Agreement 2007**

1. The Executive Director presents his compliments and wishes to inform Members and observer Governments about procedures for membership of the International Coffee Agreement (ICA) 2007.
2. At its 120<sup>th</sup> Session from 28 to 29 September 2017 the International Coffee Council approved [Resolution 461](#) which provides for Governments to deposit instruments of ratification, acceptance, approval or accession until 28 September 2018.
3. Members of the ICA 2001 and observer Governments are invited to contact the Treaty Sections or Legal Offices of their Ministries of Foreign Affairs and request them to undertake the necessary formalities for membership, which include the following:
  - (a) Signatory Governments (see Section A of Annex II) – ratification, acceptance or approval by **28 September 2018**.
  - (b) Non-Signatory Governments (see Section B of Annex II) – accession no later than **28 September 2018**.

**Ratification, acceptance or approval**

4. The ICA 2007 requires ratification, acceptance or approval by Governments which have signed it and intend to apply it. Under the provisions of [Resolution 461](#), Members should deposit their instruments of ratification, acceptance or approval with the Depository by **28 September 2018**. Instruments of ratification, acceptance or approval must be signed by the Head of State, Head of Government, or by the Minister for Foreign Affairs, and deposited with the Depository. A model instrument, which may be adapted as appropriate, is attached at Annex III. The UN Treaty Section notes that instruments must include:

- Title, date and place of conclusion of treaty
- The type of action should be clearly identified, e.g. ratification, acceptance or approval
- Full name and title of the person signing the instrument (i.e. the Head of State, Head of Government or Minister for Foreign Affairs)
- An unambiguous expression of the intent of the Government to consider itself bound by the treaty and to undertake faithfully to observe and implement its provisions
- Date and place where the instrument was issued
- Signature of the Head of State, Head of Government or Minister for Foreign Affairs (the official seal alone is not sufficient).

**Steps for ratification, acceptance or approval to the Agreement are as follows:**

- (a) Prepare instrument of ratification, acceptance or approval (as applicable) in accordance with the model in Annex III.
- (b) Instrument is signed by Head of State, Head of Government, or Minister for Foreign Affairs.
- (c) Deliver the instrument by hand, mail, fax or scanned copy by email to the ICO.
- (d) If the instrument is faxed or sent as a scanned copy to the ICO, the original instrument should be delivered to the Organization as soon as possible thereafter.
- (e) The ICO will examine the instrument to ensure it is in due and proper form. The date of deposit will be the date on which the instrument is received at the ICO headquarters.
- (f) The ICO will notify Members and non-member Governments about this action.

**Accession**

5. Accession is generally used by States wishing to express their consent to be bound by a treaty where the deadline for signature has passed. Under the provisions of [Resolution 461](#), Governments eligible for membership in accordance with Article 43 may accede to the International Coffee Agreement 2007 by depositing an instrument of accession with the Organization no later than **28 September 2018** or such other time as the Council may decide. A model instrument, which may be adapted as appropriate, is attached at Annex III. The criterion for accepting instruments is the same as for instruments of ratification, acceptance or approval (see sub-paragraphs (a) to (f) above).

## **Notification of provisional application**

6. Under the provision of Article 41 (Provisional application), a signatory Government which intends to ratify, accept or approve the 2007 Agreement may, at any time, notify the Depositary that it will apply the Agreement provisionally in accordance with its legal procedures. Similar wording to that of the model instrument in Annex III, adapted as appropriate, may be used for notifications of provisional application.

## **Additional information**

### *Depositary contact details*

7. The International Coffee Organization is the Depositary for the ICA 2007 (as designated by Council [Resolution 436](#) of 25 January 2008). The contact details for the ICO are as follows:

International Coffee Organization

222 Gray's Inn Road

London WC1X 8HB

United Kingdom

Tel: +44 (0) 20 7612 0600

Fax: +44 (0) 20 7612 0630

Email: [depositary@ico.org](mailto:depositary@ico.org)

Website: [www.ico.org](http://www.ico.org)

8. The ICO will continue to advise all interested Parties, by means of Depositary Notifications, about actions relating to the ICA 2007.

### *Certified true copies*

9. Certified true copies of the ICA 2007 are available on request from the ICO Secretariat and electronic copies can be downloaded from the ICO website at the following link: [www.ico.org/documents/ica2007-certified.pdf](http://www.ico.org/documents/ica2007-certified.pdf).

### *Website*

10. The ICO website includes a section containing copies of all relevant documents such as certified true copies of the ICA 2007, the status of the ICA 2007, Depositary Notifications, etc. (see [www.ico.org/depositary\\_e.asp](http://www.ico.org/depositary_e.asp)). The United Nations Treaty Handbook provides further information on depositary practice, as well as a glossary of relevant terms and can be accessed on the UN Treaty Section website (<https://treaties.un.org/>).

11. Further information about membership procedures is also provided in the following Annexes:

Annex I	Summary of steps for membership of the ICA 2007
Annex II	Governments eligible to ratify, accept, approve or accede to the ICA 2007 under the provisions of Articles 40 and 43 of the ICA 2007
Annex III	Model of an instrument of ratification, acceptance, approval or accession to the ICA 2007

### **Relevant ICO documents**

- [Resolution 431](#): Adoption of text of the ICA 2007
- [Resolution 436](#): Depositary for the ICA 2007
- [Resolution 447](#): Procedures for accession to the ICA 2007
- [Resolution 461](#): Extension of the time limit for ratification, acceptance, approval of or accession to the ICA 2007
- ED-2033/08 Rev. 12: Procedures for membership
- [ICA 2007](#): Certified true copy

**SUMMARY OF STEPS FOR MEMBERSHIP OF THE ICA 2007**

**RATIFICATION, ACCEPTANCE OR APPROVAL**  
**(FOR SIGNATORY GOVERNMENTS LISTED IN SECTION A OF ANNEX II)**  
**(No later than 28 September 2018)**

**ACCESSION**  
**(FOR NON SIGNATORY GOVERNMENTS LISTED IN SECTIONS B AND C OF ANNEX II)**  
**(No later than 28 September 2018)**

**Prepare instrument of ratification, acceptance, approval or accession**  
**(in accordance with Annex III)**



**Deliver instrument by hand, mail, fax or scanned copy to the ICO**  
**(222 Gray's Inn Road, London WC1X 8HB)**  
**Fax: +44 (0) 20 7612 0630, Email: [depositary@ico.org](mailto:depositary@ico.org))**



**If the instrument is sent by fax or as a scanned copy to the ICO, the original instrument should be delivered to the ICO as soon as possible thereafter**



**ICO confirms receipt, reviews the instrument and notifies Members of this action**

## ANNEX II

### GOVERNMENTS ELIGIBLE TO RATIFY, ACCEPT, APPROVE OR ACCEDE TO THE ICA 2007 UNDER THE PROVISIONS OF ARTICLES 40 AND 43 OF THE ICA 2007 (As at 23 October 2017)

#### A. Countries which have signed the 2007 Agreement and which need to deposit an instrument of ratification, acceptance or approval:

##### Exporting countries

Benin

Guinea

Nigeria

#### B. Contracting Parties to the ICA 2001 which have not signed the 2007 Agreement and which need to deposit an instrument of accession:

##### Exporting countries

Congo, Republic of

Dominican Republic

Haiti

Jamaica

#### C. Countries invited as observers to attend the 98<sup>th</sup> Session of the Council at which the ICA 2007 was adopted:

Algeria	Fiji	Mozambique	Sudan
Argentina	Iceland	Myanmar	Syrian Arab Republic
Armenia	Iran, Islamic Republic of	Nepal <sup>1/</sup>	The former Yugoslav Republic of Macedonia
Australia	Israel	New Zealand	Timor-Leste <sup>1/</sup>
Belarus	Jordan	Oman	Trinidad and Tobago
Belize	Korea, Republic of	Pakistan	Tunisia <sup>1/</sup>
Botswana	Kuwait	Peru <sup>1/</sup>	Turkey <sup>3/</sup>
Cambodia	Lao People's Dem. Rep.	Russian Federation <sup>1/</sup>	Ukraine
Canada	Lebanon	Saudi Arabia	United Arab Emirates
Chile	Liberia <sup>1/</sup>	Serbia	Uruguay
China, People's Republic of	Libyan Arab Jamahiriya	Sierra Leone <sup>1/</sup>	Yemen <sup>1/</sup>
Croatia <sup>2/</sup>	Malaysia	Singapore	
Egypt	Mauritius	South Africa	
Equatorial Guinea	Morocco	Sri Lanka	

<sup>1/</sup> Procedures for membership of the 2007 Agreement completed.

<sup>2/</sup> Became a State member of the European Union on 1 July 2013 and as a consequence procedures for membership of the 2007 Agreement have been completed.

<sup>3/</sup> Turkey became a Member of the ICO under the ICA 2007 on 28 March 2011 and withdrew on 12 February 2017.

**MODEL OF AN INSTRUMENT OF RATIFICATION, ACCEPTANCE, APPROVAL OR ACCESSION  
TO THE INTERNATIONAL COFFEE AGREEMENT 2007**

WHEREAS the INTERNATIONAL COFFEE AGREEMENT, ('the Agreement'), 2007 was concluded in London on 28 September 2007,

NOW THEREFORE I, [NAME AND TITLE of the Head of State, Head of Government or Minister for Foreign Affairs], declare that the Government of [name of State], having considered the above-mentioned Agreement, [ratifies] [accepts] [approves] [accedes to] the same and undertakes faithfully to perform and carry out the stipulations therein contained.

IN WITNESS WHEREOF, I have signed this instrument of [ratification] [acceptance] [approval] [accession] at [place] on [date].

[Signature]\*

**\* To be signed by the Head of State, Head of Government, or Minister for Foreign Affairs**

Contact address for the Depositary:

Depositary Office  
International Coffee Organization  
222 Gray's Inn Road  
London WC1X 8HB  
United Kingdom

Tel: +44 (0) 20 7612 0600  
Fax: +44 (0) 20 7612 0630 (fax)  
Email: [depositary@ico.org](mailto:depositary@ico.org)