



**INTERNATIONAL  
COFFEE  
ORGANIZATION**

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**International Coffee Council**  
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London, United Kingdom

**Draft Resolution on temporary suspension  
of Members in persistent arrears**

## **TEMPORARY SUSPENSION OF MEMBERS IN PERSISTENT ARREARS**

CONSIDERING:

That paragraph (2) of Article 21 of the International Coffee Agreement (ICA) 2007 provides that: “if any Member fails to pay its full contribution to the Administrative Budget within six months of the date on which the contribution is due, its voting rights and its right to participate in meetings of specialized committees shall be suspended until its contribution has been paid in full. However, unless the Council so decides, such Member shall not be deprived of any of its other rights nor relieved of any of its obligations under this Agreement”;

That outstanding contributions owed to the Organization have risen over time;

That some Members are in persistent arrears, having accumulated outstanding contributions over more than one year;

That persistent failure to pay contributions significantly impairs the operation of the ICA 2007, both in terms of the execution of the Administrative Budget in the short term and the liquidity of the Organization in the long term,

THE INTERNATIONAL COFFEE COUNCIL

RESOLVES:

1. To define, for the purposes of this Resolution, Members in persistent arrears as those with more than [18] [24] [36] months of outstanding contributions to the ICO at the time the distribution of votes is determined by the Council at the beginning of each coffee year.
2. To instruct the Executive Director to contact, as soon as possible, all Members to which this Resolution refers and inform them of their condition, while also providing support to such Members to enable them to pay in full their contributions, including drawing up a repayment plan for submission to the Finance and Administration Committee.
3. To instruct the Executive Director to provide regular reports to the Council on the situation of each Member in persistent arrears, including draft repayment plans.
4. In addition to the suspension of voting rights and of the right to participate in meetings of specialized committees in accordance with the provisions of paragraph (2) of Article 21 of the ICA 2007, to suspend temporarily the membership of all Members in persistent arrears, [unless the Council decides otherwise] [if the Council so decides].
5. To relieve Members that have been temporarily suspended of their obligations to contribute to the Administrative Budget of the Organization.
6. To reinstate the membership of Members that have been temporarily suspended upon payment in full of their outstanding contributions or upon the approval of a repayment plan through a Resolution agreed by the Council. Each payment received from a Member shall be applied against the longest outstanding contribution(s) due to the ICO from that Member.
7. To determine contributions at the beginning of each coffee year based on the redistribution of votes within each category of Members (whether exporting or importing) resulting from the temporary suspension of membership, in accordance with the provisions of paragraph (7) of Article 12 of the ICA 2007.

8. To determine the contributions of any temporarily suspended Member that has been reinstated in accordance with the provisions of paragraph (3) of Article 20 of the ICA 2007.