

SECOND ACP - EEC CONVENTION OF LOME
(signed on 31 October 1979)

TEXTS
relating to
INDUSTRIAL CO-OPERATION

Volume II

(1.1.1981 - 31.12.1981)

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DECISION No 5/81
OF THE ACP-EEC COUNCIL OF MINISTERS
OF 10.4.1981

on the composition of the Committee on Industrial Co-operation
and its rules of operation

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the Second ACP-EEC Convention signed at Lomé
on 31 October 1979 (hereinafter referred to as "the Convention"),
and in particular Article 78 thereof,

Having regard to the proposal from the Committee of Ambassadors,

Anxious to ensure the fulfilment of the objectives which the ACP States and the Community have set themselves under Title V of the Convention;

Having regard to the contribution that effective industrial co-operation between the ACP States and the Community can make to the industrial development of the former,

HAS ADOPTED the following composition for and rules of operation of the Committee on Industrial Co-operation:

Article 1

1. The Committee on Industrial Co-operation set up by Article 78 of the Convention (hereinafter referred to as "the Committee") shall be composed, on the one hand, of representatives of each of the Member States of the European Economic Community, a representative of the Commission of the European Communities and a representative of the European Investment Bank and, on the other hand, of eighteen representatives of the ACP States.
2. The term of office of the representative designated by the ACP Group of States shall be one year and shall be renewable. The Secretariat of the ACP States shall forward a list of these representatives to the Community.

Article 2

The tasks of the Committee which are defined in Article 78(1) of the Convention are as follows:

.../...

- (a) to review progress in the implementation of the overall programme of industrial co-operation resulting from this Convention and, where appropriate, to submit recommendations to the Committee of Ambassadors;
- (b) to examine problems and policy issues in the field of industrial co-operation submitted to it by the ACP States or by the Community, and to undertake where necessary its own evaluations of these matters with a view to suggesting appropriate solutions;
- (c) to organize, at the request of the Community or of the ACP States, a review of trends in the industrial policies of the ACP States and of the Member States as well as developments in the world industrial situation with a view to exchanging information necessary for improving industrial co-operation and facilitating the industrial development of the ACP States;
- (d) to guide, supervise and control the activities of the Centre for Industrial Development referred to in Article 79 of the Convention, and to report to the Committee of Ambassadors and, through it, to the Council of Ministers;
- (e) to perform such other functions as may be assigned to it by the Committee of Ambassadors.

.../...

The Committee shall also carry out such other tasks as may be entrusted to it by the Council of Ministers, pursuant, in particular, to Decision No laying down the Statutes and rules of operation of the Centre for Industrial Development.

The Committee shall determine the rules for the application of this Article.

Article 3

If necessary the Committee may, for the purpose of executing specific tasks, set up ad hoc working parties and shall determine their composition and terms of reference in advance. These working parties shall report to the Committee.

Article 4

The office of Chairman of the Committee shall be held alternately for periods of six months by the ACP States and the Community.

Article 5

Meetings of the Committee shall be convened by the Chairman under the conditions set out in the Rules of Procedure provided for in Article 8.

Article 6

Without prejudice to Article 1, any ACP State which is not a member of the Committee may participate in meetings of the Committee as an observer.

.../...

Article 7

Within the framework of its duties, the Committee shall act by mutual agreement between the ACP States on the one hand and the Community on the other.

Article 8

The Committee shall adopt its own rules of procedure.

Article 9

The regional economic groupings of the ACP States, referred to in Annex XVI to the Final Act of the Convention, as well as any other regional economic groupings between ACP States that may be approved by the Council of Ministers, may be represented at meetings of the Committee as observers.

Article 10

The Centre for Industrial Development shall be represented at the meetings of the Committee at which the latter lays down guidelines for and carries out the periodic reviews of the activities of the Centre.

The Technical Centre for Agricultural and Rural Co-operation shall, at the invitation of the Chairman of the Committee, be represented at meetings of the Committee when matters concerning the said Centre are to be discussed.

.../...

Article 11

The Committee shall lay down detailed arrangements for the regular consultation of the economic and social sectors of the ACP States and of the Community.

Article 12

The ACP States, the Member States and the Community shall, each to the extent to which it is concerned, take the measures necessary to implement this Decision.

Article 13

This Decision shall enter into force on the day of its adoption.

It shall apply as from 1 January 1981.

Udfærdiget i Luxembourg, den
Geschehen zu Luxemburg am
Done at Luxembourg,
Fait à Luxembourg, le
Έγινε στο Λουξεμβούργο, στις
Fatto a Lussemburgo, addi'
Gedaan te Luxemburg,

10.4.1981

På AVS-EØF Ministerrådets vegne
Im Namen des AKP-EWG Ministerrates
For the ACP-EEC Council of Ministers
Par le Conseil des Ministres ACP-CEE
Για το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ
Per il Consiglio dei Ministri ACP-CEE
Voor de ACS-EEG Raad van Minister

Formand
Der Präsident
The President
Le président
Ο πρόεδρος
Il Presidente
De Voorzitter



H.L. SHEARER

RULES OF PROCEDURE

of the Committee on Industrial Co-operation

Article 1

1. The Committee on Industrial Co-operation, hereinafter called the "Committee", shall meet at least twice a year on dates to be fixed by it by joint agreement between the ACP States and the Community.
2. The Committee may also meet on any other date at the request either of the ACP States or the Community, following consultation between the Chairman and both parties.
3. There shall normally be a period of notice of not less than 7 days for the meetings of the Committee except in cases of emergency where the time-limit stipulated above may be reduced.

Article 2

The Committee shall meet either at the places where the meetings of the Council of the European Communities are usually held, or at the premises of the ACP General Secretariat or in an ACP State, in conformity with a special decision taken by the Committee.

Article 3

1. The provisional agenda for each meeting shall be drawn up by the Chairman. It shall be communicated to the other members of the Committee not less than 7 days before the meeting.
2. The agenda shall be adopted by the Committee at the beginning of each meeting. In an emergency the Committee may decide, at the request of the ACP States or the Community, to include on the agenda items in respect of which the time-limit laid down in paragraph 1 has not been met.
3. When the Committee meets under the emergency conditions referred to in the third paragraph of Article 1 the time-limit laid down in paragraph 1 of this Article may be reduced.

Article 4

The members of the Committee shall be appointed by the ACP States and the Community respectively.

Article 5

The members of the Committee may be accompanied by officials to assist them.

They may be represented by persons designated by them.

Article 6

At the request of the ACP States or the Community, the Committee may decide to hold meetings without the participation, provided for in Article 9 of Decision No /81 of the Council of Ministers, of observers from regional economic groupings of ACP States.

Article 7

The Committee may, by ad hoc decision, invite members of the Advisory Council of the Centre for Industrial Development to participate in the proceedings of the Committee as observers with the right to speak when particular items requiring specific knowledge are to be examined.

Article 8

Meetings of the Committee shall not be public.

The deliberations of the Committee shall be covered by the obligation of professional secrecy unless the Committee should decide otherwise.

Article 9

Correspondence intended for the Committee shall be sent to the Chairman of the Committee at the address of the Secretariat of the Council of Ministers.

Article 10

Unless otherwise decided, the Committee shall base its deliberations on documentation prepared in Danish, Dutch, English, French, German, Greek and Italian.

Article 11

The proceedings of the Committee shall be valid only if at least six of the representatives of the Member States of the Community, one Commission representative, and nine representatives of the ACP States are present.

Article 12

The Committee shall submit reports on its work to the ACP-EEC Committee of Ambassadors.

Article 13

Secretarial and other work required for the functioning of the Committee (preparation of agenda and circulation of documents relating thereto, etc.) shall be carried out by the Secretariat of the Council of Ministers.

Article 14

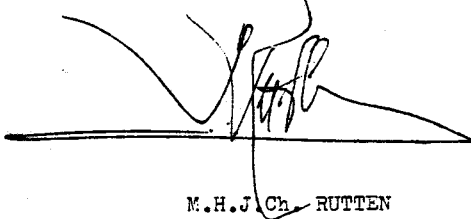
The Secretariat shall, after each meeting of the Committee, draw up the record of the meeting.

Udfærdiget i Bruxelles, den
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Έγινε στις Βρυξέλλες, στις
Fatto a Bruxelles, addì
Gedaan te Brussel,

18. III. 1981

For Udvalget for industrielt Samarbejde
Im Namen des Ausschusses für industrielle Zusammenarbeit
For the Committee on Industrial co-operation
Par le Comité de coopération industrielle
Για την Επιτροπή Βιομηχανικής Συνεργασίας
Per il Comitato per la cooperazione industriale
Voor het Comité voor industriële samenwerking

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Ο Πρόεδρος
Il Presidente
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M.H.J. Ch. RUTTEN

DECISION No 6/81
OF THE ACP-EEC COUNCIL OF MINISTERS
OF 10.4.1981

laying down the Statutes and rules of operation of
the Centre for Industrial Development

THE ACP-EEC COUNCIL OF MINISTERS,

Having regard to the Second ACP-EEC Convention signed at
Lomé, on 31 October 1979 (hereinafter referred to as "the
Convention"), and in particular Article 81(7) thereof,

Having regard to the proposal from the Committee of
Ambassadors,

.../...

Anxious to ensure the fulfilment of the objectives which the ACP States and the Community have set themselves;

Having regard to the contribution that effective industrial co-operation between the ACP States and the Community can make to the industrial development of the ACP States;

Whereas Articles 79 to 81 of the Convention define the objective, tasks and general conditions of operation of the Centre for Industrial Development,

HAS ADOPTED the following Statutes and rules of operation of the Centre for Industrial Development:

Article 1

1. The Centre for Industrial Development set up by Article 36 of the ACP-EEC Convention of Lomé signed on 28 February 1975 (hereinafter referred to as "the Centre") shall enjoy in each of the States which are Parties to the Convention the most extensive legal capacity accorded to legal persons.
2. The Centre shall be non-profit making. It shall have its seat in Brussels.

Article 2

The Centre shall aim at helping within the framework of the provisions and principles of Title V of the Convention to establish and strengthen industrial undertakings in the ACP States, particularly by encouraging initiatives by the economic operators of the Community and the ACP States.

.../...

As a practical operational instrument, the Centre shall for this purpose assist in the promotion of viable industrial projects that meet the needs of ACP States and take special account of the importance of internal and external market opportunities, the processing of raw materials and the use of local materials for manufacturing. Such activity will be undertaken in close co-operation with the ACP States, the Member States and the Commission and this Bank within their respective powers.

In its programme on industrial promotion, special emphasis shall be placed on the identification and exploitation of the possibilities of joint ventures and subcontracting as well as of the potential of small and medium-sized industries. Adequate attention shall also be paid to the development and consolidation of regional industrial projects.

In its effort to help in establishing and strengthening industrial undertakings in the ACP States the Centre shall adopt appropriate measures within the limits of its resources and its functions in the field of transfer and development of technology, industrial training and information.

.../...

Article 3

1. In order to attain its objective, the Centre shall:
 - (a) gather and disseminate all relevant information on the conditions and opportunities for industrial co-operation as well as organize and facilitate contacts and meetings of all kinds between Community and ACP States' industrial policy-makers, promoters and economic and financial operators;
 - (b) supply information as well as specific advisory services and expertise, including feasibility studies, for the purpose of accelerating the establishment of industrial undertakings required by the ACP States and ensuring viability of existing undertakings; the Centre will, if necessary, assist in the follow-up and implementation;
 - (c) identify and evaluate, on the basis of needs indicated by ACP States, opportunities for industrial training to meet requirements of already existing as well as projected industrial undertakings in ACP States, taking into account the various facilities available for conducting and financing such training schemes and, where appropriate, assist in their implementation;

.../...

- (d) identify, evaluate and supply information and advice on the acquisition, the adaptation and development of appropriate industrial technology, including technological infrastructure, relating to concrete projects of interest to the ACP States;
 - (e) identify and provide information where necessary on possible sources of finance.
2. In the implementation of its function, the Centre will pay attention to the special problems of least-developed, landlocked and island ACP States.

Article 4

The activities of the Centre shall be guided, supervised and controlled by the Committee on Industrial Co-operation (hereinafter referred to as "the Committee") in accordance with Article 78 of the Convention.

Article 5

1. The Centre shall be headed by a Director assisted by a Deputy Director, both of whom shall be appointed by the Committee.
2. The Director shall be responsible for the legal representation of the Centre.
3. The Director shall consult the Deputy Director on all matters of policy-making and administration of the Centre.

.../...

Article 6

1. The Advisory Council, established in accordance with Article 81(3) and (4) of the Convention, shall have the task of advising and assisting the Centre in the programming and development of its industrial activities. The Advisory Council shall be consulted by the Director, when appropriate, on any proposed operations and on important matters arising from the activities of the Centre. It may also, on its own initiative, make any suggestion or submit to the Director any question that it deems useful. It shall give its opinion on the annual programme of work, the budget and the general report.

In the event of disagreement between the Director and the Council, the Committee shall be informed of the views of the Council.

2. The Council shall be composed of 16 members with considerable industrial experience, especially in the manufacturing sector. They shall be chosen in a personal capacity, and on the basis of their qualifications, from nationals of the States party to the Convention.

They shall be appointed by the Committee.

3. Members of the Council shall be appointed for a period of two years. Their term of office may be extended.
4. Members of the Council shall select from among their number a Chairman who shall hold office for one year.

.../...

5. The Council shall lay down the number of meetings it is to hold each year. It shall also meet whenever necessary for the execution of its tasks, either at the request of the Director or on its own initiative when so requested by at least $\frac{2}{3}$ of its members.
6. The Director and the Deputy Director shall take part in the proceedings of the Council. The Centre shall prepare the Council's meetings and provide the secretariat thereof.
7. The Council may invite experts from outside the Centre to give opinions on specific questions.
8. The Council shall adopt its own rules of procedure and submit them to the Committee for approval.

Article 7

1. The Director, after consulting the Council, shall submit the annual work programme of the Centre to the Committee for approval together with the opinion of the Council.
2. The Director shall regularly inform the Committee of the activities of the Centre.
3. The Director shall each year draw up a general report on the activities of the Centre and, after consulting the Council, shall submit it to the Committee.

.../...

4. The Director shall be responsible for the organization and management of the Centre.
5. The Committee shall adopt the conditions of employment of staff.

Article 8

The procedures for drawing up, adopting and implementing the budget of the Centre shall be laid down in the Financial Regulation adopted by the Committee.

Article 9

Members of the Council, the Director, the Deputy Director, the staff and all other persons participating in the activities of the Centre shall be bound, even after their duties have ceased, not to disclose information of the kind covered by the obligation of professional secrecy.

Article 10

Protocol No 3 on Privileges and Immunities annexed to the Convention shall apply to the Centre.

Article 11

These Statutes may be amended by the Council of Ministers on the recommendation of the Committee of Ambassadors.

Article 12

Article 188 of the Convention shall apply to the Centre.

.../...

Article 13

The ACP States, the Member States and the Community shall, each to the extent to which it is concerned, take the measures necessary to implement this Decision.

Article 14

This Decision shall enter into force on the day of its adoption.

It shall apply as from 1 January 1981.

Udfærdiget i Luxembourg, den
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Fait à Luxembourg, le
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På AVS-EØF Ministerrådets vegne
Im Namen des AKP-EWG Ministerrates
For the ACP-EEC Council of Ministers
Par le Conseil des Ministres ACP-CEE
Γρά το Συμβούλιο των Υπουργών ΑΚΕ-ΕΟΚ
Per il Consiglio dei Ministri ACP-CEE
Voor de ACS-EEG Raad van Minister

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Ο πρόεδρος
Il Presidente
De Voorzitter



H.L. SHEARER

DECISION No 1/81/CIC
OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION
OF 18 MARCH 1981

adopting the budget of the Centre
for Industrial Development (financial year 1981)

THE COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention signed at Lomé
on 31 October 1979, hereinafter referred to as the "Convention",
and in particular Article 81(5) thereof,

.../...

Whereas by letters dated 1 September and 13 October 1980 the Director of the Centre for Industrial Development, hereinafter referred to as the "Centre", submitted proposals concerning the draft budget of the Centre for 1981;

Whereas the Advisory Council of the Centre delivered its opinion on these proposals on 20 January 1981;

Whereas the Community and the ACP States can record their agreement, subject to certain additional details, to the revised version of the draft budget for the financial year 1981 submitted by the Director of the Centre;

Whereas, in accordance with the Community declaration on Article 95 of the Convention as contained in Annex XXXII to the Final Act, the Community communicated to the ACP States Decision 80/1184/EEC (¹) on the replacement of the European unit of account by the ECU as defined in Council Regulation (EEC) No 3180/78 (²); whereas the ECU should consequently apply to the operations of the Centre;

Whereas the procedures necessary for the financing of the budget of the Centre through a Community contribution by means of the separate allocation taken from the resources earmarked under Article 133 of the Convention for the financing of regional co-operation projects have been implemented,

(¹) OJ No L 349, 23.12.1980, p. 34

(²) OJ No L 379, 30.12.1978, p. 1

HAS DECIDED AS FOLLOWS:

Sole Article

The budget of the Centre for the financial year 1981, as contained in the Annex hereto, is hereby adopted.

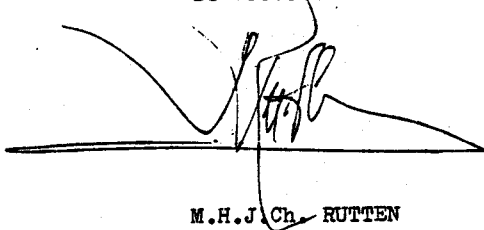
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For Udvalget for industrielt Samarbejde
Im Namen des Ausschusses für industrielle Zusammenarbeit
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Voor het Comité voor industriële samenwerking

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M.H.J. Ch. RUTTEN

BUDGET

ANNEX

of the Centre for Industrial Development
(financial year 1981)

	<u>1980</u>	<u>1981</u>	<u>Appropriations</u> <u>1980</u> <u>(ECU)</u>	<u>Appropriations</u> <u>1981</u> <u>(ECU)</u>
TITLE 1 - <u>STAFF EXPENDITURE</u>				
Chapter 11 - <u>Staff</u>				
Art. 111 - <u>Salaries</u>			860,004	1,260,361
<u>Existing staff and new</u>				
<u>staff to be recruited.</u> 860,004 1,260,361 (*)				
- Director/Deputy Director				
- 5 Technical Advisers 3A				
- 7 Technical Advisers 3B				
- 2 Special Duty Officers 4A				
- 5 Special Duty Officers 4B				
- 8 Assistants 5A				
- 8 Secretaries 5B				
- 1 Driver (local)				
- 1 Messenger (local)				
- Holiday Allowance for above				
- Temporary Staff P.M.				
Art. 112 - <u>Provision for increase</u>			74,468	96,504
- 6% increase in initial salary (possibility after 2 years' service at the Centre) 25,278 14,500				
- Rise in cost of living 01.09.1980 up to 01.09.1981 = 6% (following a decision by the Committee on Industrial Co-operation) 44,264 75,621				
- Holiday Allowance for above 4,926 6,383				
	74,468	96,504		
Art. 113 - <u>Social Charges</u>			306,750	468,400

(*) Including rise in cost of living 01.09.1979 up to 01.09.1980.

.../...

		<u>Appropriations</u>	<u>Appropriation:</u>
		<u>1980</u>	<u>1981</u>
		<u>(ECU)</u>	<u>(ECU)</u>
Art. 114	<u>- Miscellaneous Allowances & Grants</u>	74,800	100,000
	<u>1980</u> <u>1981</u>		
	- Education Allowance	28,000	36,400
	- Transport Allowance	1,800	1,800
	- Resettlement Allowance (see Art. 115)	25,000	
	- Installation Allowance		32,000
	- Allowance for periodic home leave	20,000	30,000
		<u>74,800</u>	<u>100,200</u>
TOTAL CHAPTER 11		<u>1,316,022</u>	<u>1,925,465</u>
TOTAL TITLE 1		1,316,022	1,925,465

.../...

	<u>Appropriations</u>	<u>Appropriations</u>
	<u>1980</u>	<u>1981</u>
	<u>(ECU)</u>	<u>(ECU)</u>
TITLE 2 - <u>BUILDINGS, EQUIPMENT AND MISCELLANEOUS EXPENDITURE</u>		
Chapter 21 - <u>Rental of Building and Incidental Expenditure</u>		
Art. 211 - <u>Rent</u>	21,000	90,000 *
		First Estimation
Art. 212 - <u>Incidental Expenditure</u> (Utilities, insurance, etc....)	<u>65,000</u>	<u>60,000 *</u>
TOTAL CHAPTER 21	<u>86,000</u>	<u>150,000</u>
Chapter 22 - <u>Moveable Property and Incidental Expenditure</u>		
Art. 221 - <u>Purchase of Office Machinery and Furniture</u>		
Unforeseeable equipment	4,000	4,000
Art. 222 - <u>Rental Furniture and Equipment</u>	3,000	10,000
Art. 223 - <u>Maintenance Furniture and Equipment</u>	12,500	18,750
Art. 224 - <u>Transport Equipment, Maintenance, Repairs, Use</u>	4,000	4,500
Art. 225 - <u>Documentation Expenses</u>	<u>3,000</u>	-
TOTAL CHAPTER 22	<u>26,500</u>	<u>37,250</u>
Chapter 23 - <u>Current Administrative Operating Expenditure</u>		
Art. 231 - <u>Stationery and Office Supplies</u>	15,000	17,500
Art. 232 - <u>Postal Charges and Telecommunications</u>	63,000	85,000
	<u>1980</u>	<u>1981</u>
- Postage	13,000	15,000
- Telephone, Telegraph, Telex	<u>50,000</u>	<u>70,000</u>
	63,000	85,000

(*) Amounts calculated on the basis of the removal of the Centre to new premises (following a decision by the Committee on Industrial Co-operation).

.../...

(ANNEX)

	<u>Appropriations</u>	<u>Appropriations</u>
	<u>1980</u>	<u>1981</u>
	<u>(ECU)</u>	<u>(ECU)</u>
Art. 235 - <u>Other Operating Expenditure</u>	7,000	16,500
	<u>1980</u>	<u>1981</u>
- Translation costs	2,000	6,500
- Miscellaneous administrative expenses	<u>5,000</u>	<u>10,000</u>
	7,000	16,500
 TOTAL CHAPTER 23	 <u>85,000</u>	 <u>119,000</u>
 Chapter 24 - <u>Mission expenses, Representation and Entertainment Expenditure</u>		
Art. 241 - <u>Mission and Duty Travel Expenses (Europe and ACP countries)</u>	120,000	135,000
Art. 242 - <u>Representation and Entertainment Expenses</u>	<u>10,000</u>	<u>15,000</u>
 TOTAL CHAPTER 24	 <u>130,000</u>	 <u>150,000</u>
 TOTAL TITLE 2	 327,500	 456,250

.../...

	<u>Appropriations</u>	<u>Appropriations</u>	
	<u>1980 (*)</u>	<u>1981</u>	
	<u>(ECU)</u>	<u>(ECU)</u>	
TITLE 3 - PROGRAMME EXPENDITURE			
Chapter 31 - <u>Industrial Promotion</u>			
Art. 311	- CID antennas' field activities in ACP States: promotion of industrial contacts (10 antennas x 10,000 EUA)	150,000	100,000
Art. 312	- Missions to identify production potential in the ACP States (20 missions x 7,000 EUA)	p.m.	140,000
Art. 313	- ACP regional industrial promotion action: meetings, seminars, conferences (2 seminars, Pacific & Caribbean x 100,000 EUA)	109,500	200,000
Art. 314	- Industrial sector specialised meetings and seminars (2 meetings/Seminars x 25,000 EUA)	p.m.	50,000
Art. 315	- CID antennas' field activities in the EEC: prospection for partners in industrial joint-venture undertakings (50 ventures x 2,000 EUA)	p.m.	100,000
Art. 316	- Incentive Scheme for ACP and EEC industrialists with a view to creation of joint ventures. Travel, Consultancies	p.m.	75,000
Art. 317	- In-CID Training Programme on Industrial promotion	<u>75,000</u>	<u>75,000</u>
TOTAL CHAPTER 31	<u>334,500</u>	<u>740,000</u>	
Chapter 32 - <u>New productive undertakings: studies, assistance, information</u>			
Art. 321	- Participation in feasibility studies, including financial analysis, for new industries (16 studies x 15,000 EUA)	242,352	240,000
Art. 322	- In-depth studies on production potential of LFC (4 x 25,000 EUA)		100,000
Art. 323	- Planning of productive infrastructural enterprises, with multiplier effect (2 enterprises x 30,000 EUA)		60,000
Art. 324	- Assistance with establishment of industrial undertakings (20 operations x 15,000 EUA)		300,000
Art. 325	- Preparation and publication of information and promotional material, press relations		<u>100,000</u>
TOTAL CHAPTER 32	<u>242,352</u>	<u>800,000</u>	

.../...

	<u>Appropriations</u>	<u>Appropriation</u>
	<u>1980 (*)</u>	<u>1981</u>
	<u>(ECU)</u>	<u>(ECU)</u>
Chapter 33 - <u>Technical Operations and Services</u>		
Art. 331 - Assistance with expansion or rehabilitation of ACP industries (8 operations x 25.000 EUA)	64,894	200,000
Art. 332 - Development of industrial profiles based on proven adapted technologies (20 profiles x 2,000 EUA)	30,399	40,000
Art. 333 - Establishment of selected enterprises on the basis of such industrial profiles (2 projects x 50,000 EUA)		100,000
Art. 334 - In-plant training to help CID sponsored or assisted industries	17,692	100,000
Art. 335 - Organisation of CID's technical library, documentation and computer services	<u>74,377</u>	<u>80,000</u>
TOTAL CHAPTER 33	<u>187,362</u>	<u>520,000</u>
Chapter 34 - <u>Advisory Council and Supervisory Body Expenses</u>		
Art. 341 - Advisory Council		47,000
Art. 342 - Supervisory Body		<u>3,000</u>
TOTAL CHAPTER 34	27,000	<u>50,000</u>
TOTAL TITLE 3	791,214	2,110,000

(ANNEX)

SUMMARY OF EXPENDITURE

	<u>Appropriations</u>	<u>Appropriations</u>
	<u>1980</u>	<u>1981</u>
	<u>(ECU)</u>	<u>(ECU)</u>
(a) <u>TITLES 1 and 2</u>		
Operating Expenditure	1,643,522	2,381,715
Title 1: 1,925,465		
Title 2: 456,250		
(b) <u>TITLE 3</u>		
Programme Expenditure	<u>791,214 (*)</u>	<u>2,110,000</u>
GRAND TOTAL	<u><u>2,434,736</u></u>	<u><u>4,491,715</u></u>

REVENUE

(a) Contribution from the European Development Fund	2,286,290	4,273,149
(b) Revenue (estimates), in particular tax on salaries	148,446	218,566
- Tax on Salaries 149,376		
- Other Revenue 80,000		
TOTAL REVENUE	<u><u>2,434,736</u></u>	<u><u>4,491,715</u></u>

(*) This amount does not include the appropriations carried forward from the 1979 budget and totalling 379,399 ECU.

(ANNEX)

DECISION No 2 /81/CIC
OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION
OF 2.IX.81

laying down the conditions of employment of the staff
of the Centre for Industrial Development

THE COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention signed at Lomé on 31 October 1979, hereinafter called "the Convention", and in particular Article 81(2) thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of Ministers of 10 April 1981, laying down the Statutes and rules of operation of the Centre for Industrial Development, hereinafter referred to as "the Centre", and in particular Article 7(5) thereof,

.../...

Whereas the conditions of employment of the staff of the Centre should be laid down;

Whereas the said conditions of employment should also apply to the Director and Deputy Director of the Centre, who are appointed by the Committee on Industrial Co-operation, hereinafter referred to as "the Committee", pursuant to Article 81(2) of the Convention;

Whereas steps should be taken to ensure the proper functioning of the Centre and to determine the conditions under which Protocol No 3 to the Convention, on privileges and immunities, can be applied to certain staff of that Centre;

Whereas, as provided for in the said Protocol No 3, the staff of the Centre shall enjoy the customary privileges, immunities and facilities in the territory of the Member States and of the ACP States, in particular, whilst carrying out their duties; whereas these privileges, immunities and facilities must be treated as comparable to those of similar institutions operating under like conditions,

HAS DECIDED AS FOLLOWS:

.../...

TITLE 1

GENERAL PROVISIONS

Article 1

1. This Decision lays down the conditions of employment applicable to:
 - the Director and Deputy Director of the Centre;
 - the staff of the Centre;
 - the local staff of the Centre.

2. For the purposes of this Decision persons engaged to perform advisory and executive duties which require university education, advanced or intermediate level of secondary education or equivalent professional experience shall be regarded as staff.

3. For the purposes of this Decision persons engaged according to local practice to perform manual or service duties in a category not specified in Article 3 of this Decision shall be regarded as local staff.

TITLE II

STAFF

CHAPTER I

Provisions concerning recruitment

Article 2

1. Staff shall be appointed by the Director for a specified period which may not exceed the duration of the Convention.
2. The Director shall furnish the Committee with advance information on all pertinent matters relating to the recruitment of staff.

Pertinent matters include the available posts, mode of advertisement, applications received and the method and basis of selection of the candidates.

3. The Director shall inform the Committee of the decisions which he has taken regarding the recruitment of staff.

Article 3

Staff shall be divided into categories corresponding to the duties to be performed.

Staff shall be graded according to qualifications and professional experience.

The following table shows the category and remuneration corresponding to each basic post:

	Category	Basic post	Remuneration Bfrs (Gross)		
			(a)	(b)	(c)
I. Directorate	1	Director	265,421		
	2	Deputy Director	242,806		
II. Administrative staff	3 A)	Technical adviser	172,944	183,153	193,361
	3 B)		152,527	162,135	172,944
	4 A)	Officer assigned special duties	132,110	141,718	152,527
	4 B)		110,093	121,301	132,110
III. Administrative assistants	5 A)	Assistant	81,068	90,676	100,884
	5 B)	Executive secretary	44,588	49,872	55,487

Article 4

Decisions whereby staff are appointed shall specify the duties to be performed by them and the remuneration to which they are entitled.

CHAPTER II

Rights and obligations

Article 5

Staff shall carry out their duties and conduct themselves solely with the interests of the Centre in mind; they shall neither seek nor take instructions from any government, authority, organization or person outside the Centre.

They shall not without the permission of the Director accept from any government or from any other source outside the Centre any honour, decoration, favour, gift or payment of any kind whatever, except for services rendered either before engagement or during leave for military or other national service and in respect of such service.

Article 6

Staff shall abstain from any action and, in particular, any public expression of opinion which may reflect adversely on their position.

They may not engage in an outside activity, whether gainful or not, that may be incompatible with the normal efficient performance of their duties or is likely to be detrimental to the best interests of the Centre.

Article 7

If the spouse of a staff member is in gainful employment, the staff member shall inform the Director thereof.

Should the nature of the employment prove to be incompatible with that of the staff member and if the latter is unable to give an undertaking that it will cease within a specified period, the Director shall decide whether the staff member is to continue in his post.

Article 8

Any staff member who in the performance of his duties is called upon to decide on a matter in the handling or outcome of which he has a personal interest such as to impair his independence shall inform the Director thereof.

Article 9

After leaving the service, staff shall be expected to behave with integrity and discretion as regards the acceptance of certain appointments or benefits.

Article 10

Staff shall exercise the greatest discretion with regard to all facts and information coming to their knowledge in the course of or in connection with the performance of their duties; they shall not in any manner whatsoever disclose to any unauthorized natural or legal person any document or information not already made public. They shall continue to be bound by this obligation after leaving the service.

Staff shall not, whether alone or together with others, publish or cause to be published, without the permission of the Director, any matter dealing with the work of the Centre. Permission shall be refused only where the proposed publication is liable to prejudice the interests of the Centre.

All rights in any writings or other work done by staff in the performance of their duties shall be the property of the Centre.

Article 11

Staff shall reside either in the place where they are employed or at no greater distance therefrom than is compatible with the proper performance of their duties.

Article 12

Whatever his rank, a staff member shall assist and tender advice to his superiors; he shall be responsible for the performance of the duties assigned to him.

A staff member in charge of any branch of the service shall be responsible to his superiors in respect of the authority conferred on him and for the carrying out of instructions given by him. The responsibility of his subordinates shall in no way release him from his own responsibilities.

A staff member who receives instructions which he considers to be irregular or likely to give rise to serious difficulties shall inform his immediate superior thereof, if necessary, in writing. If he then receives written confirmation of the instructions from his superior, he shall carry them out unless they constitute a breach of law.

Article 13

A staff member may be required to make good in whole or in part any damage suffered by the Centre as a result of serious misconduct on his part in the course of or in connection with the performance of his duties. A reasoned decision shall be given by the Director.

Article 14

The Centre shall compensate any staff member for damage suffered as a result of threats, insulting or defamatory acts or utterances, or any attack to person or property to which he or a member of his family is subjected by reason of his position or duties, insofar as he did not either intentionally or through grave negligence cause the damage and has been unable to obtain compensation from the person who did cause it.

Article 15

Staff shall be entitled to exercise the right of association; they may in particular be members of trade unions or staff associations.

CHAPTER III

Conditions of engagement

Article 16

1. Recruitment of staff shall be directed to securing for the Centre the services of persons of the highest standard of ability, efficiency and integrity.

Staff shall be selected without reference to race, creed or sex.

2. A staff member may be appointed only on condition that:
 - (a) he is a national or one of the States signatory to the Convention, unless an exception is authorized by the Committee, and enjoys his full rights as a citizen;
 - (b) he has fulfilled any obligations imposed on him by the laws concerning military service applicable to him;
 - (c) he produces the appropriate character references as to his suitability for the performance of his duties.
3. Before being engaged, staff members shall be medically examined by a medical practitioner appointed by the Centre.

Article 17

A staff member shall be required to serve a probationary period not exceeding six months.

During the probationary period the employment of a staff member whose work proves unsatisfactory may be terminated by the Director. In such case the staff member shall be paid, in lieu of notice, one month's salary or one third of his basic salary for each complete month worked on probation, whichever is the greater.

CHAPTER IV

Working conditions

Article 18

Staff in active employment shall at all times be at the disposal of the Centre. However, the normal working week shall not exceed forty-two hours, the hours of the normal working day to be determined by the Director.

Article 19

Staff may not be required to work overtime except in cases of urgency or exceptional pressure of work; night work and all work on Sundays or public holidays may be authorized only in accordance with the procedure laid down by the Director.

Article 20

Staff shall be entitled to annual leave of not less than twenty-four working days nor more than thirty working days per calendar year, in accordance with rules to be laid down by the Director.

Apart from this annual leave, staff may exceptionally, on application, be granted by the Director special leave of very short duration with full pay, for example in the case of unusual domestic circumstances.

Article 21

Pregnant women shall, in addition to the leave provided for in Article 20, be entitled on production of a medical certificate to leave with full pay starting six weeks before the expected date of confinement shown in the certificate and ending eight weeks after the date of confinement; such leave shall not be for less than fourteen weeks.

Article 22

A staff member who provides evidence of incapacity to perform his duties because of sickness or accident shall automatically be entitled to paid sick leave within the limits set by detailed rules to be established by the Director.

Article 23

Except in case of sickness or accident, a staff member may not be absent without prior permission from his immediate superior. Without prejudice to any disciplinary measures that may apply, any unauthorized absence which is duly established shall be deducted from the annual leave of the staff member concerned. If he has used up his annual leave, he shall forfeit his remuneration for an equivalent period.

Article 24

In exceptional circumstances the Director may grant a staff member, at the latter's request, unpaid leave on compelling personal grounds. The Director shall determine the length of such leave, which shall not exceed one quarter of the length of time already worked by the staff member concerned or three months, whichever is the shorter.

The length of the period of leave referred to in the preceding paragraph shall not count for the purposes of applying the second paragraph of Article 28.

Article 25

The list of public holidays shall be drawn up by the Director.

Article 26

A staff member who is recalled for military service shall be placed on leave with full remuneration, for a period equal to the length of time worked by him, up to a maximum of three months. At the end of this period he shall, for the remainder of his service in the armed forces and up to a maximum of half the length of time worked by him, receive compensation equal to one third of his basic salary. At the end of this further period he shall be placed on unpaid leave.

However, the payments provided for in the preceding paragraph shall be reduced by the amount of service pay received by the staff member concerned during the relevant period.

CHAPTER V

Remuneration and expenses

Article 27

A staff member shall be entitled to the remuneration carried by his category.

Staff members who have two years' seniority may, by decision of the Director, receive an increase of up to 6% of their initial salaries during the period covered by the Convention.

The Committee may decide, on a proposal from the Director, to adjust the remuneration laid down in Article 3 in order to take account of trends in the cost of living and in purchasing power.

Article 28

A staff member shall be entitled to reimbursement of expenses incurred by him on taking up appointment or leaving the service.

A member of staff shall also be entitled to reimbursement of expenses incurred by him in the course of or in connection with the performance of his duties.

The conditions governing reimbursement shall be determined by the Director who will bring them to the notice of the Committee.

Article 29

In the event of the death of a staff member during the performance of his contract, the Centre shall pay to the persons who were his dependents an overall sum equivalent to full remuneration for three months, at the rate at which the person concerned was paid at the time of his death.

In the event of the death of a staff member, the spouse and dependent children shall be entitled to the payment or reimbursement of their travel expenses and the cost of transport of their own and the deceased's personal effects and baggage.

In the event of the death of a staff member, or of his spouse or of one of his dependent children, the Centre shall bear the costs involved in transporting the body to the staff member's place of origin.

Without prejudice to any other Article, the Centre shall also bear the cost of return travel for a member of the family of the deceased to accompany the body to the deceased's country of origin.

CHAPTER VI

Recovery of overpayments

Article 30

Any sum overpaid shall be repaid. The Director shall determine the detailed arrangements of such repayments.

CHAPTER VII

Termination of employment

Article 31

1. Apart from cessation on death or dismissal at the end of the probationary period, employment shall cease:
 - (a) on the date stated in the instrument of appointment;
 - (b) at the end of the period of notice specified in the instrument of appointment where the latter contains a clause giving the staff member or the Centre the option to terminate earlier. Such period of notice shall be not more than three months.
 - (c) not later than the date of expiry of the Convention.

2. If the Director, acting in the name of the Centre, terminates the employment, the staff member shall be entitled to compensation equal to one third of his basic salary for the period between the date when his employment ends and the date when his engagement was due to terminate. Such compensation may not, however, be equal to more than six months' basic salary.

Article 32

1. Employment may be terminated without notice on disciplinary grounds in serious cases of failure of staff to comply with their obligations, whether intentionally or through negligence on their part. A reasoned decision shall be taken by the Director after the person concerned has had an opportunity to submit his defence.
2. In the case referred to in paragraph 1 the Director may decide to withhold from the person concerned all or part of the compensation provided for in Article 31.
3. The Director shall inform the Committee of any such dismissal.

TITLE III

THE DIRECTOR AND DEPUTY DIRECTOR

Article 33

1. The provisions laying down rights and obligations for staff shall apply mutatis mutandis to the Director and Deputy Director.
2. Where, in the context of the conditions of employment laid down in this Decision, it is provided that the Director shall take decisions with respect to the staff and local staff, the Committee shall take such decisions with respect to the Director and Deputy Director.

Similarly, where it is provided that the staff and local staff shall give information to the Director, the Director and Deputy Director shall give such information to the Committee.

TITLE IV

PROVISIONS CONCERNING TAXATION, SOCIAL SECURITY
AND JURISDICTION

Article 34

As regards social security, the Director, the Deputy Director and the staff of the Centre, and where necessary the members of their family, shall be subject to the legislation of the State in whose territory the Centre has its seat, unless they opt for application of the legislation of the State to which they were last subject or of the State of which they are nationals or of any other scheme defined under the Headquarters Agreement. However, this choice may be exercised only once and must be made within six months from the date of appointment and shall take effect on the date on which duties are taken up.

Article 35

1. The Director, the Deputy Director and the staff of the Centre shall be liable to a tax for the benefit of the Centre on salaries, wages and emoluments paid by the Centre.

The conditions and procedures for applying this tax are laid down in the Annex. The Committee shall be empowered to amend that Annex if necessary.

2. Tax shall be collected by the Centre by means of deduction at source. The proceeds of the tax shall be entered as revenue in the budget of the Centre.
3. The persons referred to in paragraph 1 shall be exempt from national taxes on salaries, wages and emoluments paid by the Centre.

Article 36

1. In the event of a dispute between the Director, and Deputy Director or the staff of the Centre on the one hand and the Centre on the other, the dispute shall be brought to the attention of the Committee, which, with a view to seeking a solution, shall examine it. The Committee may appoint an arbitrator.
2. If the Committee or, as the case may be, the arbitrator, is unable to reach a solution acceptable to the parties to the dispute within two months of its notification or, as the case may be, the appointment of the arbitrator, either party may initiate arbitration proceedings. To this end one party shall inform the other of the nomination of an arbitrator. The other party shall then be required to nominate a second arbitrator within one month. The two arbitrators shall choose a third arbitrator.
3. The decisions taken by the arbitration body shall be binding on the parties and, to the extent necessary, shall be rendered enforceable for the relevant authorities of the Member States and for the institutions and bodies set up under the Convention.
4. The disputes referred to in paragraph 1 may not be subject to any other method of settlement.

TITLE V

LOCAL STAFF

Article 37

With the exception of Articles 3, 17, 20 to 24, 27 and 31, Title II shall apply mutatis mutandis to local staff.

Article 38

The conditions of employment of local staff and in particular:

- (a) the manner of their engagement and termination of their contract;
- (b) their leave, and
- (c) their grading and remuneration

shall be determined by the Director in accordance with current rules and practices in the place where they are to perform their duties.

Article 39

As regards social security, the Centre shall cover the employer's share of the social security contributions required under current regulations in the place where the local staff are to perform their duties.

TITLE VI

FINAL PROVISIONS

Article 40

Any member of the staff or the local staff may submit to the Director a request that he take a decision relating to him. The Director shall notify the person concerned of his reasoned decision within one month from the date on which the request was made. If at the end of that period no reply to the request has been received, this shall be deemed to constitute an implied decision rejecting it.

Article 41

This Decision shall enter into force on the day of its adoption.

It shall apply from 1 January 1981.

Article 42

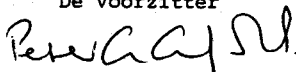
The ACP States, the Member States and the Community shall be bound, each to the extent to which it is concerned, to take the measures necessary to implement this Decision.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Done at Brussels,
Fait à Bruxelles, le
Έγινε στις Βρυξέλλες, στις
Fatto a Bruxelles, addi'
Gedaan te Brussel,

2 septembre 1981

For Udvalget for industrielt Samarbejde
Im Namen des Ausschusses für industrielle Zusammenarbeit
For the Committee on Industrial co-operation
Par le Comité de coopération industrielle
Γιά την Έπιτροπή Βιομηχανικής Συνεργασίας
Per il Comitato per la cooperazione industriale
Voor het Comité voor industriële samenwerking

Formand
Der Präsident
The President
Le président
Ο Πρόεδρος
Il Presidente
De Voorzitter



Chief Peter A. AFOLABI

LESORT



ANNEX

Conditions and procedure for applying the tax
for the benefit of the Centre for
Industrial Development

1. The Director, the Deputy Director and the staff of the Centre, excluding local staff, shall be liable to the tax for the benefit of the Centre referred to in Article 35 of the Decision.

The tax shall be payable each month on salaries and emoluments of any kind paid by the Centre to each person liable.

However, monies and allowances, whether lump sums or not, which represent compensation for expenses incurred in the performance of official duties, shall be excluded from the basic taxable amount.

2. Family allowances and social benefits shall be deducted from the basic taxable amount.
3. An abatement of 10% for occupational and personal expenses shall be made from the amount obtained by applying paragraphs 1 and 2.

An additional abatement equivalent to twice the amount of the allowance for a dependent child paid to the person liable shall be made for each child or person dependent on the person liable.

Sums paid by persons liable on account of the social legislation to which they are subject shall be deducted from the basic taxable amount.

4. The tax shall be calculated on the taxable amount obtained by applying paragraph 3, disregarding any amount not exceeding 803 Bfrs and by applying the rate of:

8	%	to amounts between	803	and	14,178	Bfrs
10	%	to amounts between	14,179	and	19,528	Bfrs
12.50%		to amounts between	19,529	and	22,380	Bfrs
15	%	to amounts between	22,381	and	25,413	Bfrs
17.50%		to amounts between	25,414	and	28,265	Bfrs
20	%	to amounts between	28,266	and	31,030	Bfrs
22.50%		to amounts between	31,031	and	33,883	Bfrs
25	%	to amounts between	33,884	and	36,648	Bfrs
27.50%		to amounts between	36,649	and	39,500	Bfrs
30	%	to amounts between	39,501	and	42,265	Bfrs
32.50%		to amounts between	42,266	and	45,118	Bfrs
35	%	to amounts between	45,119	and	47,883	Bfrs
40	%	to amounts between	47,884	and	50,735	Bfrs
45	%	to amounts over	50,735			Bfrs.

A weighting of 1.94:935 shall be applied to the above amounts.

The amount of tax shall be rounded down to the lower unit.

5. By way of derogation from paragraphs 3 and 4, sums paid as compensation for overtime shall be taxed at the rate which, in the month preceding that of payment, was applied to the highest portion of the taxable amount of the employee's remuneration.

Payments made on account of termination of service shall be taxed, after applying the abatements laid down in the first two subparagraphs of paragraph 3, at a rate equal to two thirds of the ratio existing, at the time of the last salary payment, between

- the amount of tax payable and
- the basic taxable amount as defined in paragraphs 1, 2 and 3.

6. When the taxable payment covers a period of less than one month the rate of the tax shall be that which is applicable to the corresponding monthly payment.

When the taxable payment covers a period of more than one month the tax shall be calculated as if this payment had been spread evenly over the months to which it relates.

Corrective payments not related to the month during which they are paid shall be subject to the tax to which they would have been subject had they been made at the proper time.

7. The Committee shall adopt any necessary provisions concerning the application of the arrangements laid down in this Annex.

The Director of the Centre shall ensure that these arrangements are applied.

Where necessary he shall refer by analogy to the relevant arrangements applicable to officials of the European Communities and in particular to Council Regulation (EEC, Euratom, ECSC) No 260/68 of 29 February 1968 laying down the conditions and procedure for applying the tax for the benefit of the European Communities as last amended by Regulation (Euratom/ECSC/EEC) No 913/78.

DECISION No 3 /81/CIC
OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION
OF 2.IX.81

adopting the Financial Regulation
of the ACP-EEC Centre for Industrial Development

THE COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention signed at Lomé
on 31 October 1979, and in particular Article 81(5) thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of
Ministers of 10 April 1981, laying down the Statutes and rules
of operation of the Centre for Industrial Development, hereinafter
referred to as "the Centre", and in particular Article 8
thereof,

.../...

Whereas, under the terms of the said Article, the procedures for adopting and implementing the budget of the Centre are laid down in the Financial Regulation adopted by the Committee on Industrial Co-operation, hereinafter referred to as "the Committee",

HAS DECIDED AS FOLLOWS:

I. GENERAL PRINCIPLES

Article 1

1. All items of revenue and expenditure of the Centre shall be included in estimates to be drawn up for each financial year and shall be shown in the budget.
2. The revenue and expenditure shown in the budget shall be in balance.

Article 2

The budget shall be drawn up in ECU as defined by the Council of the European Communities.

Article 3

Revenue shall include the contribution by the European Development Fund, the amount levied in taxes on the salaries, wages and other emoluments paid by the Centre, and any other resources which the Centre may possess.

Article 4

1. The estimates of the expenditure shall include recurrent and programme expenditure.
2. The financial year shall begin on 1 January and end on 31 December of each year.

Expenditure entered in the budget shall be authorized for a period of one financial year. However, the Director of the Centre, hereinafter referred to as "the Director", shall be authorized to carry forward appropriations which have been committed and not yet paid as at 31 December to the following financial year only.

By way of exception, such appropriations may be carried forward to another financial year with the authorization of the Committee.

Appropriations which have been carried forward to the following financial year shall be distinguished in the accounts of the current year.

3. If, at the beginning of a financial year, the budget has not yet been adopted, the Director may incur current and programme expenditure monthly, provided that such expenditure does not exceed one-twelfth of the appropriations entered under this title in the budget for the previous financial year and that this arrangement does not have the effect of placing at his disposal appropriations in excess of one-twelfth of those provided for in the draft budget.

.../...

II. ESTABLISHMENT OF THE BUDGET

Article 5

1. The Director shall, on the basis of the annual work programme of the Centre and after consulting the Advisory Council of the Centre, draw up a preliminary draft annual budget for the Centre which he shall submit to the Committee together with the opinion of the Advisory Council no later than 15 September of the year preceding that of its execution.

2. The budget shall include a schedule for the paying in of revenue.

The dates for the payment of the contribution to be made by the European Development Fund shall be fixed by agreement with the Commission of the European Communities, hereinafter referred to as "the Commission". The balance of the contribution from the preceding year corresponding to the appropriations which have become null and void shall be deducted.

3. The budget shall be subdivided into titles, chapters, articles and items according to the nature or purpose of the revenue or expenditure.

.../...

Article 6

1. The draft budget, drawn up as far as possible within the framework of the multiannual estimates, shall be adopted by the Committee by 15 November at the latest. It shall be forwarded to the Commission, which shall initiate the Community procedures in force as regards the contribution requested from the European Development Fund, on the basis of the separate allocation up to a ceiling of 25 million ECU provided for this purpose.

2. The budget shall be deemed to be finally adopted as from the date on which the relevant Community authority took the financing decision on the contribution requested from the European Development Fund.

Article 7

Where necessary the Director may submit a draft supplementary or amending budget which shall be submitted, examined, established and adopted in the same form and according to the same procedure as the budget of which it amends the estimates.

.../...

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III. IMPLEMENTATION OF THE BUDGET

Article 8

1. The Director shall ensure that the budget is implemented on his own responsibility and within the limit of the appropriations allocated. He shall report to the Committee on the administration of the budget.
2. The Director must apply the budget appropriations in accordance with the principles of economy and sound financial management.

Article 9

No revenue or expenditure may be effected unless charged to the appropriate Article of the Budget.

No expenditure may be committed in excess of the appropriations authorized for the financial year concerned or of the authorizations granted in respect of subsequent financial years.

No expenditure shall be authorized in excess of the limit of the appropriations allocated. The entire amount of proceeds shall be recorded as revenue without any setting-off between revenue and expenditure.

Article 10

Transfers from one chapter to another shall be decided by the Committee.

Transfers from one article to another within a chapter shall be decided by the Director, who shall inform the Committee accordingly.

Article 11

The revenue of the Centre shall be paid into one or more accounts opened in the name of the Centre.

IV. ADMINISTRATION OF THE BUDGET

Article 12

1. The budget of the Centre shall be administered in accordance with the principle that authorizing officers and accounting officers fulfil separate functions. The appropriations shall be administered by the authorizing officer, who alone shall have the power to enter into commitments regarding expenditure, establish sums due to be collected and issue revenue and payment orders.

.../...

2. Collection and payment operations shall be carried out by the accounting officer.
3. The authorizing officer may not exercise the functions of accounting officer.

Article 13

1. All measures which may give rise to expenditure payable by the Centre must be preceded by a commitment on the part of the authorizing officer.
2. A provisional commitment may be entered into in respect of current expenditure.
3. An account shall be kept of commitments and authorizations.

Article 14

1. The purpose of clearance of expenditure by way of the authorizing officer shall be:
 - (a) to verify the existence of the rights of the creditor;
 - (b) to determine or verify the existence and the amount of the debt;
 - (c) to verify the conditions under which payment falls due.

2. Clearance of any expenditure shall be subject to the submission of supporting documents showing the creditor's claim and, where appropriate, the service rendered.

Article 15

1. Authorization shall be the act whereby the authorizing officer, by the issue of a payment order, authorizes the accounting officer to pay an item of expenditure which he has cleared.
2. The payment order shall be accompanied by the original supporting documents, which shall bear or be accompanied by the approval of the authorizing officer confirming that the amounts to be paid are correct, that the supplies have been received or that the service has been performed.
3. Copies of the supporting documents, certified as true copies by the authorizing officer, may, in some cases, be accepted in place of the originals.

Article 16

1. Payment shall be the final act whereby the Centre is discharged of its obligations towards its creditors.

2. Payment shall be made by the accounting officer within the limits of the funds available.

In the event of an error of substance or of the validity of the discharge being contested or of failure to comply with the procedures prescribed by this Financial Regulation, the accounting officer must suspend payment.

3. Payments shall, as a general rule, be effected through a bank or post office giro account.
4. Cheques and post office or bank transfer orders shall bear two signatures, one of which must be that of the accounting officer.
5. A receipt shall be obtained in respect of cash payments.
6. The conversion rates to be used for the calculation in ECU of payments to be made or of revenue to be collected shall be those in force on the first working day of the effective month of such operations. This date shall correspond to that on which the account or accounts of the Centre were debited or credited.

Article 17

1. The Director shall be the authorizing officer for the appropriations entered in the budget of the Centre.

2. The Director may delegate his powers to an agent under his authority. Each decision to delegate powers shall state the duration and extent of the mandate.

Article 18

The collection of revenue and the payment of expenditure shall be carried out by the accounting officer, who shall alone be empowered to manage funds and assets. He shall be responsible for their care.

Article 19

1. The recovery of any sum due to the Centre shall give rise to the issue, by the authorizing officer, of a revenue order.
2. The accounting officer shall assume responsibility for revenue orders forwarded to him by the authorizing officer.
3. A receipt shall be issued in respect of all cash payments made to the accounting officer.

V. AUDITORS

Article 20

The Committee shall jointly appoint two auditors who shall discharge their duties jointly.

The task of the auditors shall be to audit the books and the cash of the Centre, to verify that the inventories and balance sheets have been drawn up in a regular manner and in good faith and to ensure that the information given regarding the accounts of the Centre is correct.

The purpose of the audit, which shall be based on records and, if necessary, performed on the spot, shall be to establish that all revenue has been received and all expenditure incurred in a lawful and regular manner and that the financial management has been sound.

After the close of each financial year the auditors shall draw up a report to the Committee on the manner in which they have carried out their task. The report shall also be forwarded to the Centre and to the Advisory Council.

On the basis of this report and the balance sheet for the financial year, the Committee shall give the Director a discharge in respect of the implementation of the budget.

VI. GENERAL PROVISIONS

Article 21

Contracts relating to purchases of supplies, equipment and movable property, the provision of services, or works shall be concluded following an invitation to tender.

However, they may be concluded by direct agreement:

- (a) where the amount of the contract does not exceed 2,500 ECU;
- (b) where, because of the extremely urgent nature of the supplies, services or works concerned, there is no time to use the tendering procedure, provided that prior approval is obtained from the Chairman of the Committee,
- (c) exceptionally, where the nature or specialized character of the operation necessitates recourse to specific equipment or to a specific expert, provided that prior approval is obtained from the Chairman of the Committee.

Article 22

1. A permanent quantitative inventory shall be kept of all movable and immovable property belonging to the Centre.

Only movable property whose value is 10 ECU or more shall be entered in the inventory.

The inventory number shall be entered on each invoice before the latter is paid.

2. The sale of movable property and equipment of a unit purchase value in excess of 500 ECU shall be suitably advertised.
3. A record signed by both the Director of the Centre and the person responsible for the equipment shall be drawn up whenever any property or article in the inventory is disposed of, scrapped or is missing on account of loss, theft, or any other reason.

.../...

Article 23

1. The accounts shall be kept, expressed in ECU, by the double entry method and on the basis of the calendar year. They shall show all revenue and expenditure between 1 January and 31 December of each year and shall include the supporting documents.
2. Entries shall be made on the basis of an accounting system comprising a nomenclature of budgetary items which makes a clear distinction between the accounts which permit the balance sheet to be drawn up and those which permit the revenue and expenditure account to be drawn up. These entries shall be recorded in books or on cards, which shall make it possible to draw up a general monthly balance.
3. Each quarter a statement shall be drawn up showing the situation of the current budget and expenditure effected; this statement shall be forwarded to the Committee.
4. The balance sheet and the revenue and expenditure account shall be submitted to the Committee in ECU no later than 31 March of the following year.

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Done at Brussels,
Fait à Bruxelles, le
Έγινε στις Βρυξέλλες, στις
Fatto a Bruxelles, addi'
Gedaan te Brussel,

2 septembre 1981

For Udvalget for industrielt Samarbejde
Im Namen des Ausschusses für industrielle Zusammenarbeit
For the Committee on Industrial co-operation
Par le Comité de coopération industrielle
Για την Επιτροπή Βιομηχανικής Συνεργασίας
Per il Comitato per la cooperazione industriale
Voor het Comité voor industriële samenwerking

Formand
Der Präsident
The President
Le président
Ο Πρόεδρος
Il Presidente
De Voorzitter



Chief Peter A. AFOLABI

LESORT



DECISION No 4/81/CIC
OF THE COMMITTEE ON INDUSTRIAL CO-OPERATION
OF 18 DECEMBER 1981

adopting the budget of the Centre
for Industrial Development (financial year 1982)

THE COMMITTEE ON INDUSTRIAL CO-OPERATION,

Having regard to the Second ACP-EEC Convention signed at Lomé on 31 October 1979, hereinafter referred to as the "Convention", and in particular Article 81(5) thereof,

Having regard to Decision No 6/81 of the ACP-EEC Council of Ministers of 10 April 1981 laying down the statutes and rules of operation of the Centre for Industrial Development, hereinafter referred to as the "Centre", and in particular Articles 6 and 8 thereof,

Having regard to Decision No 3/81/CIC of the Committee on Industrial Co-operation of 2 September 1981 adopting the Financial Regulation of the Centre, and in particular Articles 1 to 6 thereof,

.../...

Whereas by a letter dated 7 July 1981 the Director of the Centre submitted to the Committee a preliminary draft annual budget for the Centre (financial year 1982), together with the opinion of the Advisory Council;

Whereas the Committee examined, in the light of the opinion of the Advisory Council, this preliminary draft, on which the Community and the ACP States agreed subject to certain additional details;

Whereas the draft budget of the Centre was adopted by the Committee on 30 November 1981 and has been forwarded to the Commission, which initiated the Community procedures in force as regards the contribution requested from the European Development Fund, on the basis of the separate allocation up to a ceiling of 25 million Ecus provided for this purpose;

Whereas on 18 December 1981 the relevant Community authority took the financing decision on the contribution requested from the European Development Fund;

Whereas the budget shall be deemed to be finally adopted at this last date,

HAS DECIDED AS FOLLOWS:

Sole Article

The budget of the Centre for the financial year 1982, as contained in the Annex hereto, is hereby finally adopted.

.../...

Udfærdiget i Bruxelles, den
Geschehen zu Brüssel am
Done at Brussels,
Fait à Bruxelles, le
Έγινε στις Βρυξέλλες, στις
Fatto a Bruxelles, addì
Gedaan te Brussel,

10.12.1981

For Udvalget for industrielt Samarbejde
Im Namen des Ausschusses für industrielle Zusammenarbeit
For the Committee on Industrial co-operation
Par le Comité de coopération industrielle
Για την Επιτροπή Βιομηχανικής Συνεργασίας
Per il Comitato per la cooperazione industriale
Voor het Comité voor industriële samenwerking

Formand
Der Präsident
The President
Le président
Ο Πρόεδρος
Il Presidente
De Voorzitter

H. DUTLER

H. Dutler

BUDGET FOR FINANCIAL YEAR 1982

	<u>1981</u>	<u>1982</u>	<u>Appropriations</u> <u>1981</u>	<u>Appropriations</u> <u>1982</u>
TITLE 1 - STAFF EXPENDITURE				
Chapter 11 - <u>Staff</u>				
Art. 111 - <u>Salaries</u>			1.260.361	1.615.000
<u>Existing staff</u>	1.260.361	1.565.000 (*)		
- Director/Deputy Director				
- 5 Technical Advisers 3A				
- 7 Technical Advisers 3B				
- 2 Special Duty Officers 4A				
- 5 Special Duty Officers 4B				
- 8 Assistants 5A				
- 8 Secretaries 5B				
- 1 Driver (local)				
- 1 Messenger (local)				
- Holiday allowance for above				
- Temporary employment		50.000		
Art. 112 - <u>Provision for increase</u>			96.504	68.400
- Increase of 6% of initial salary (Article 27, second subparagraph, of Decision No 2/81/CIC of 2.9.1981)	14,500	token entry		
- Rise in cost of living 01/09/1981 to 01/09/82 = 8% (following a decision by CIC)	75.621	63.879		
- Holiday Allowance for above	6.383	4.524		
Art. 113 - <u>Social Charges</u>			468.400	632.840

(*) Including rise in cost of living from 01/09/1980 to 01/09/1981

			<u>Appropriations</u>	<u>Appropriations</u>
	<u>1981</u>	<u>1982</u>	<u>1981</u>	<u>1982</u>
Art. 114 - <u>Miscellaneous</u> <u>Allowances & Grants</u>			100.200	88.200
- Education Allowance	36.400	36.400		
- Transport Allowance	1.800	1.800		
- Resettlement Allowance	-	token entry		
- Installation Allowance	32.000	token entry		
- Allowance for periodic home leave	30.000	50.000		
Art. 115 - <u>Training & Development</u> <u>of Staff</u>				15.000
<hr/>				
TOTAL CHAPTER 11			1.925.465	2.419.448
TOTAL TITLE I			1.925.465	2.419.448

.../...

		<u>Appropriations</u>	
	<u>1981</u>	<u>1982</u>	<u>1982</u>
TITLE 2 - BUILDINGS, EQUIPMENT & MISCELLANEOUS EXPENDITURE			
Chapter 21 - <u>Rental of Building & Incidental Expenditure</u>			
Art. 211 - <u>Rent</u>		90.000	(1) 118.000
Art. 212 - <u>Incidental Expenditure</u> (utilities, insurance, etc.)		60.000	(1) 51.000
TOTAL CHAPTER 21		<u>150.000</u>	<u>169.000</u>
Chapter 22 - <u>Moveable Property & Incidental Expenditure</u>			
Art. 221 - <u>Purchase Office Machinery & Furniture</u> Purchase due to increased activity.		4.000	5.000
Art. 222 - <u>Rental Furniture & Equipment</u>		10.000	10.000
Art. 223 - <u>Maintenance Furniture & Equipment</u>		18.750	18.750
Art. 224 - <u>Transport Equipment, Maintenance, Repairs, Use</u>		4.500	5.000
Art. 225 - <u>Documentation Expenses</u>		token entry	token entry
TOTAL CHAPTER 22		<u>37.250</u>	<u>38.750</u>
Chapter 23 - <u>Current Administrative Operating Expenditure</u>			
Art. 231 - <u>Stationery & Office Supplies</u>		17.500	15.000
Art. 232 - <u>Postal Charges & Telecommunications</u>		85.000	87.500
- Postage	15.000	17.500	
- Telephone, Telex and Telegraph	70.000	70.000	

(1) Including 6% for increase in cost of living.

			<u>Appropriations</u>	<u>Appropriations</u>
	1981	1982	1981	1982
Art. 235 - <u>Other Operating Expenditure</u>				
- Translation costs	6.500	2.500	16.500	11.000
- Miscellaneous administrative expenses	10.000	8.500		
TOTAL CHAPTER 23			<u>119.000</u>	<u>143.500</u>
Chapter 24 - <u>Mission expenses, Representation & Entertainment Expenditure</u>				
Art. 241 - <u>General & Duty Travel Expenses (Europe and ACP countries) (a)</u>			135.000	20.000
Art. 242 - <u>General Representation & Entertainment Expenses</u>			15.000	15.000
TOTAL CHAPTER 24			<u>150.000</u>	<u>35.000</u>
TOTAL TITLE 2			<u>456.250</u>	<u>356.250</u>

(a) See also new Article 341.

		<u>Appropriations</u>		<u>Appropriations</u>	
		<u>1981</u>	<u>1982</u>	<u>1981</u>	<u>1982</u>
TITLE 3 - OPERATIONS					
Chapter 31 - Industrial Promotion					
Art. 311	- CID antennae field activities in ACP States: promotion of industrial contacts (20 antennae + 40 specific assignments + annual meeting) (1)	100,000			210,000 (1)
Art. 312	- ACP industrial potential surveys:				
	(i) preliminary identification action:	140,000	150,000		
	(ii) in-depth studies concerning least developed countries (LDC):	100,000 (a)	150,000		300,000
Art. 313	- Attendance at seminars, symposia, etc.	200,000 (b) + 50,000 (c)			10,000
Art. 314	- CID antennae field activities in EEC: prospection for partners in industrial undertakings (10 promoters x 3000 EUA) + 30 contacts x 1500 EUA + 30 EEC liaison contacts x 400 EUA	100,000 (d)			87,000
Art. 315	- Travel Incentive Scheme and advice towards joint-ventures for ACP and EEC industrialists (20 x 5000 EUA and 20 x 2000 EUA respectively) Assistance to Chambers of Commerce	75,000 (e)			150,000
TOTAL CHAPTER 31				740,000 (f)	757,000

(a) ex Article 322.

(b) ex Article 313.

(c) ex Article 314.

(d) ex Article 315.

(e) ex Article 316.

(f) ex Article 317 (75,000), now 342, and ex Article 314 (50,000) now 343, but not including new Article 312 (ii), ex Article 322 (100,000).

(1) Within the framework of the appropriation appearing in this Article the amount of 50,000 ECU relating to the "annual meeting" will only be committed after CCI agreement.

.../...

	1981	1982	Appropriations	
			1981	1982
<u>Chapter 32 - New productive undertakings: studies, assistance, information</u>				
Art. 321 - Feasibility studies, including financial analysis, for new industries (24 studies x 16,000 EUA)	240,000			384,000
Art. 322 - Planning of Industrial Development Enterprises (3 interventions x 40,000 EUA)	60,000 (a)			120,000
Art. 323 - Assistance with implementation of industrial undertakings (15 items x 16,000 EUA)	300,000 (b)			240,000
Art. 324 - Preparation and Publication of information and promotional material, press relations	100,000 (c)			60,000
TOTAL CHAPTER 32			800,000 (d)	804,000
<u>Chapter 33 - Technical Operations and Services</u>				
Art. 331 - Assistance with expansion or rehabilitation of ACP industries (10 operations x 25,000 EUA)			200,000	250,000
Art. 332 - Development of industrial profiles based on proven adapted technologies (20 profiles x 1500 EUA + 4 development of industrial technologies x 25,000 EUA)			40,000	130,000
Art. 333 - Implementation of selected enterprises based on such industrial profiles (4 projects x 25,000 EUA)			100,000	100,000
Art. 334 - In-plant training to help ACP industries (30 interventions x 10,000 EUA)			100,000	300,000

(a) ex Article 323.

(b) ex Article 324.

(c) ex Article 325.

(d) Including former Article 322 (100,000), now Article 312 (11).

.../...

			<u>Appropriations</u>	
	<u>1981</u>	<u>1982</u>	<u>1981</u>	<u>1982</u>
Art. 335 - Organisation of CID's technical library, documentation & computer services			80.000	40.000
TOTAL CHAPTER 33			<u>520.000</u>	<u>820.000</u>
Chapter 34 - <u>Common expenses directly related to interventions</u> (a)				
Art. 341 - Travel expenses in connection with specific interventions (promotion in ACP countries, EEC liaisons, missions related to studies, technical operations and other actions) (b)				200.000
Art. 342 - In-CID Training (c)	75.000			70.000
Art. 343 - Industrial sector specialised meetings and seminars (2 x 50.000 or 1 x 100.000 EVA) 50.000 (d)				100.000
TOTAL CHAPTER 34				<u>370.000</u>
Chapter 35 - <u>Advisory Council Expenses & Supervisory Body</u>				
Art. 351 - Advisory Council Meetings (e)	47.000	47.000	}	67.000
Special action in their region		20.000		
Art. 352 - Supervisory Body (f)	3.000	3.000		3.000
TOTAL CHAPTER 35			<u>50.000</u>	<u>70.000</u>
TOTAL TITLE 3			<u>2.110.000</u>	<u>2.821.000</u>

(a) New chapter
 (b) New Article
 (c) Ex Article 317
 (d) Ex Article 314
 (e) Ex Article 341
 (f) Ex Article 342

SUMMARY OF EXPENDITURE

			<u>Appropriations</u>	<u>Appropriation</u>
	1981	1982	1981	1982
<u>a) TITLES 1 & 2</u>				
Operating Expenditure			2.381.715	2.775.698
Title 1 :	1.925.465	2.419.448		
Title 2 :	456.250	356.250		
<u>b) TITLE 3</u>				
Programme Expenditure			2.110.000	2.821.000
<u>GRAND TOTAL EXPENDITURE</u>			<u>4.491.715</u>	<u>5.596.698</u>

REVENUE

a) Contribution from the European Development Fund			4.273.149	5.332.077
b) Revenue (estimates), in particular tax on salaries			218.566	264.621
- Tax on Salaries	184.621			
- Other Revenue	80.000			
<u>GRAND TOTAL REVENUE</u>			<u>4.491.715</u>	<u>5.596.698</u>

ACP - EEC COUNCIL OF MINISTERS
BRUSSELS