



Treaty Series No. 24 (1977)

Protocols

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

Washington, 17 March—7 April 1976

[Protocol for the Third Extension of the Wheat Trade Convention, 1971. The United Kingdom deposited a declaration of provisional application on 17 June 1976 and an instrument of accession on 23 September 1976. With respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21, the Protocol was provisionally applied on 19 June 1976 and entered into force for the United Kingdom on 23 September 1976. With respect to Articles 3 to 9 inclusive and Article 21 of the Convention, the Protocol was provisionally applied on 1 July 1976 and entered into force for the United Kingdom on 23 September 1976.

Protocol for the Third Extension of the Food Aid Convention, 1971. The United Kingdom deposited a declaration of provisional application on 17 June 1976 and an instrument of accession on 23 September 1976. With respect to all the provisions other than Article II of the Convention and Article III of the Protocol, the Protocol was provisionally applied on 19 June 1976 and entered into force for the United Kingdom on 23 September 1976. Article II of the Convention and Article III of the Protocol were provisionally applied on 1 July 1976 and entered into force for the United Kingdom on 23 September 1976.]

*Presented to Parliament
by the Secretary of State for Foreign and Commonwealth Affairs
by Command of Her Majesty
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**PROTOCOLS FOR THE THIRD EXTENSION OF THE WHEAT
TRADE CONVENTION AND FOOD AID CONVENTION
CONSTITUTING THE INTERNATIONAL WHEAT AGREEMENT,
1971**

PREAMBLE

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

Considering that the International Wheat Agreement of 1949⁽²⁾ was revised, renewed or extended in 1953⁽³⁾, 1956⁽⁴⁾, 1959⁽⁵⁾, 1962⁽⁶⁾, 1965⁽⁷⁾, 1966⁽⁸⁾, 1967⁽⁹⁾, 1968⁽¹⁰⁾, 1971⁽¹⁾, 1974⁽¹¹⁾ and 1975⁽¹²⁾,

Considering that the International Wheat Agreement, 1971, consisting of two separate legal instruments, the Wheat Trade Convention, 1971 and the Food Aid Convention, 1971, both of which were further extended by Protocol in 1975, will expire on 30 June 1976,

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

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

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

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

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

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

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

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

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

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

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

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

(12) Treaty Series No. 132 (1975), Cmnd. 6282.

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

The Governments party to this Protocol

Considering that the Wheat Trade Convention, 1971 (hereinafter referred to as "the Convention") of the International Wheat Agreement, 1971, which was further extended by Protocol in 1975, expires on 30 June 1976,

Have agreed as follows:

ARTICLE 1

Extension, expiry and termination of the Convention

Subject to the provisions of Article 2 of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1978, provided that, if a new international agreement covering wheat enters into force before 30 June 1978, this Protocol shall remain in force only until the date of entry into force of the new agreement.

ARTICLE 2

Inoperative provisions of the Convention

The following provisions of the Convention shall be deemed to be inoperative with effect from 1 July 1976:

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

ARTICLE 3

Definition

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

ARTICLE 4

Finance

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

ARTICLE 5

Signature

This Protocol shall be open for signature in Washington from 17 March 1976 until and including 7 April 1976 by Governments of countries party to the Convention as further extended by Protocol, or which are provisionally regarded as party to the Convention as further extended by Protocol, on 17 March 1976, or which are members of the United Nations, of its specialized agencies or of the International Atomic Energy Agency, and are listed in Annex A or Annex B to the Convention.

ARTICLE 6

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory Government in accordance with its respective constitutional or institutional procedures. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1976, except that the Council may grant one or more extensions of time to any signatory Government that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

ARTICLE 7

Accession

- (1) This Protocol shall be open for accession
 - (a) until 18 June 1976 by the Government of any member listed in Annex A or B to the Convention as of that date, except that the Council may grant one or more extensions of time to any Government that has not deposited its instrument by that date and
 - (b) after 18 June 1976 by the Government of any member of the United Nations, of its specialized agencies or of the International Atomic Energy Agency upon such conditions as the Council considers appropriate by not less than two-thirds of the votes cast by exporting members and two-thirds of the votes cast by importing members.

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

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

ARTICLE 8

Provisional application

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

ARTICLE 9

Entry into force

(1) This Protocol shall enter into force among those Governments which have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, in accordance with Articles 6, 7 and 8 of this Protocol by 18 June 1976, as follows:

- (a) on 19 June 1976, with respect to all provisions of the Convention other than Articles 3 to 9 inclusive and Article 21, and
- (b) on 1 July 1976, with respect to Articles 3 to 9 inclusive, and Article 21 of the Convention,

if such instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application have been deposited not later than 18 June 1976 on behalf of Governments representing exporting members which held at least 60 per cent of the votes set out in Annex A and representing importing members which held at least 50 per cent of the votes set out in Annex B, or would have held such votes respectively if they had been parties to the Convention on that date.

(2) This Protocol shall enter into force for any Government that deposits an instrument of ratification, acceptance, approval, conclusion or accession after 19 June 1976 in accordance with the relevant provisions of this Protocol, on the date of such deposit except that no part of it shall enter into force for such a Government until that part enters into force for other Governments under paragraph (1) or (3) of this Article.

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

ARTICLE 10

Notification by depositary Government

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

ARTICLE 11

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations⁽¹³⁾. Any amendments to this Protocol shall likewise be communicated.

ARTICLE 12

Relationship of Preamble to Protocol

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

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

The texts of this Protocol in the English, French, Russian and Spanish languages⁽¹⁴⁾ shall be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party and to the Executive Secretary of the Council.

⁽¹³⁾ Treaty Series No. 67 (1946), Cmd. 7015.

⁽¹⁴⁾ Texts in the French, Russian and Spanish languages will appear in the United Nations Treaty Series, available through Agency Section, Her Majesty's Stationery Office, P.O. Box 569, London, SE1 9NY. Tel.: 01-928 6977, ext. 410.

PROTOCOL FOR THE THIRD EXTENSION OF THE WHEAT TRADE CONVENTION, 1971
Signatures, Declarations of Provisional Application, Ratifications, Acceptances, Approvals and Accessions

<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of declaration of provisional application</i>	<i>Date of deposit of instrument of ratification, acceptance (AC) or approval (AP)</i>	<i>Date of deposit of instrument of accession</i>
Algeria	25 Mar. 1976		28 July 1976	
Argentina	2 Apr. 1976	2 Apr. 1976		
Australia	7 Apr. 1976		11 June 1976	
Austria	6 Apr. 1976			
Barbados	6 Apr. 1976		26 July 1976	
Belgium		17 June 1976*		
8 Bolivia	6 Apr. 1976			
Brazil	24 Mar. 1976			
Canada	7 Apr. 1976		16 June 1976	
Costa Rica		23 June 1976		
Cuba	6 Apr. 1976*	6 Apr. 1976*		
Denmark				17 June 1976*
Dominican Republic				13 July 1976
Ecuador	2 Apr. 1976		18 June 1976	
Egypt	7 Apr. 1976	18 June 1976		
El Salvador	7 Apr. 1976			
European Economic Community		17 June 1976*		
Finland	6 Apr. 1976	11 June 1976		
France		17 June 1976*		
Germany, Federal Republic of		17 June 1976*		
Greece	7 Apr. 1976	16 June 1976		

PROTOCOL FOR THE THIRD EXTENSION OF THE WHEAT TRADE CONVENTION, 1971
Signatures, Declarations of Provisional Application, Ratifications, Acceptances, Approvals and Accessions

<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of declaration of provisional application</i>	<i>Date of deposit of instrument of ratification acceptance (AC) or approval (AP)</i>	<i>Date of deposit of instrument of accession</i>
Guatemala	6 Apr. 1976	15 June 1976		
India	2 Apr. 1976		7 June 1976	
Iraq	7 Apr. 1976			
Ireland, Republic of		17 June 1976*		7 Sept. 1976
Israel	1 Apr. 1976			
Italy		17 June 1976*		
Japan	5 Apr. 1976	18 June 1976†		
Kenya	6 Apr. 1976	16 June 1976		
Korea, Republic of	6 Apr. 1976		16 June 1976	
Libya				11 May 1976
Luxembourg		17 June 1976*		
Malta				28 Apr. 1976
Mauritius	1 Apr. 1976		2 June 1976	
Morocco	7 Apr. 1976	30 Apr. 1976		
Netherlands		17 June 1976*		
Nigeria	7 Apr. 1976	18 June 1976	15 Sept. 1976	
Norway	6 Apr. 1976	18 June 1976	7 July 1976 (AP)	
Pakistan	7 Apr. 1976		17 June 1976	
Panama				18 Aug. 1976
Peru	22 Mar. 1976	28 June 1976	27 July 1976	
Portugal	5 Apr. 1976	7 June 1976		
Saudi Arabia				3 June 1976

PROTOCOL FOR THE THIRD EXTENSION OF THE WHEAT TRADE CONVENTION, 1971
Signatures, Declarations of Provisional Application, Ratifications, Acceptances, Approvals and Accessions

	<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of declaration of provisional application</i>	<i>Date of deposit of instrument of ratification, acceptance (AC) or approval (AP)</i>	<i>Date of deposit of instrument of accession</i>
10	South Africa	5 Apr. 1976		28 May 1976	
	Soviet Union	6 Apr. 1976*		24 May 1976*(AC)	
	Spain		27 May 1976		
	Sweden	2 Apr. 1976		25 May 1976	
	Switzerland	5 Apr. 1976	15 June 1976		
	Syria				15 Sept. 1976
	Trinidad and Tobago				8 July 1976
	Tunisia	7 Apr. 1976	17 June 1976		
	United Kingdom... ..		17 June 1976*‡		23 Sept. 1976§
	United States	5 Apr. 1976	17 June 1976†		
	Vatican City	6 Apr. 1976		6 Apr. 1976	
	Venezuela	7 Apr. 1976	1 July 1976		

* For statements and declarations see pages 11-14.

† Protocol will be applied provisionally "within the limits of its internal legislation and budgetary process".

‡ In respect of the United Kingdom of Great Britain and Northern Ireland, Dominica, Saint Christopher-Nevis-Anguilla, Saint Vincent, Belize, Bermuda, British Virgin Islands, Hong Kong, Montserrat, Saint Helena and Dependencies, Seychelles and Tuvalu.

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

|| With respect to the Kingdom in Europe.

STATEMENTS AND DECLARATIONS

BELGIUM

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

. . . le Gouvernement belge ne peut accepter les réserves exprimées à l'égard de la Communauté Economique Européenne lors de la signature du Protocole précité le 6 avril 1976 par le Gouvernement de l'Union des Républiques Socialistes Soviétiques, réserves qui ont été répétées dans l'instrument d'adhésion daté du 30 avril 1976 qui a été déposé le 24 mai 1976 auprès du Gouvernement des Etats-Unis d'Amérique.

[Unofficial translation]

. . . the Belgian Government is not able to accept the reservations relating to the European Economic Community accompanying the signature of the Government of the Union of Soviet Socialist Republics of the said Protocol on 6 April 1976 and repeated in the instrument of acceptance dated 30 April 1976 which was deposited with the Government of the United States of America on 24 May 1976.

CUBA

On signing the Protocol for the Third Extension of the Wheat Trade Convention, 1971, the Government of the Republic of Cuba made the following declaration:

"La República de Cuba declara que la firma del Protocolo para la tercera prórroga del Convenio sobre el Comercio del Trigo, 1971, no se podrá interpretar como el reconocimiento o aceptación del gobierno fascista de Africa del Sur que no representa, al pueblo sudafricano y que por su práctica sistemática de la política discriminatoria del apartheid, ha sido expulsado de Organismos Internacionales, recibido la condena de la Organización de las Naciones Unidas y la repulsa de todos los pueblos del Mundo."

"La firma de la República de Cuba al Protocolo para la tercera prórroga del Convenio sobre el Comercio del Trigo, 1971, no podrá interpretarse como el reconocimiento o aceptación a la República de Corea, por considerar que no son los genuinos representantes de los intereses del pueblo coreano."

"La República de Cuba desea reiterar que las disposiciones del artículo 28 del Convenio sobre el Comercio del Trigo, 1971, ya no son aplicables por ser contrarias a la Declaración sobre la Concesión de la Independencia de los países y pueblos coloniales (Resolución 1514) hecha por la Asamblea General de las Naciones Unidas 14 de diciembre de 1960 en la que se proclama la necesidad de poner fin rápida e incondicionalmente al colonialismo en todas sus formas y manifestaciones."

"La República de Cuba declara que aplicará provisionalmente el Protocolo para la tercera prórroga del Convenio sobre el comercio del Trigo, 1971, debiendo considerarse por tanto, como Parte Provisional del Protocolo antes mencionado."

[Translation]

The Republic of Cuba declares that signing the Protocol for the Third Extension of the Wheat Trade Convention, 1971, may not be interpreted as recognition or acceptance of the fascist Government of South Africa, which does not represent the South African people and which, because of its systematic practice of the discriminatory policy of apartheid, has been expelled from international organizations, has received the condemnation of the United Nations, and has been rejected by all peoples of the world.

Signature by the Republic of Cuba of the Protocol for the Third Extension of the Wheat Trade Convention, 1971, may not be interpreted as recognition or acceptance of the Republic of Korea, inasmuch as it is not considered to be genuinely representative of the interests of the Korean people.

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

The Republic of Cuba declares that it will provisionally apply the Protocol for the Third Extension of the Wheat Trade Convention, 1971, and that it should therefore be considered a provisional party to the aforesaid Protocol.

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

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

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

[Unofficial translation]

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

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

DENMARK

On depositing their instrument of accession to the Protocol for the Third Extension to the Wheat Trade Convention, 1971, the Government of Denmark made the following statement:

. . . . the Government of Denmark does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on April 6 1976 relating to the European Economic Community and repeated in the instrument of acceptance dated 30 April 1976 which was deposited on the 24 May 1976 with the Government of the United States of America.

EUROPEAN ECONOMIC COMMUNITY

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

. . . . the Council of Ministers of the European Communities does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 6 April 1976 relating to the European Economic Community and repeated in the instrument of acceptance dated 30 April 1976 which was deposited on the 24 May 1976 with the Government of the United States of America.

FRANCE

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

. . . . le Gouvernement Français n'accepte pas la réserve que l'Union des Républiques Socialistes Soviétiques a formulée à l'égard de la Communauté Economique Européenne en procédant, le 6 Avril 1976, à la signature de ce Protocole, ainsi que dans son instrument d'acceptation daté du 30 Avril 1976 et déposé le 24 Mai 1976 auprès du Gouvernement des Etats-Unis d'Amérique.

[Unofficial translation]

. . . . the French Government do not accept the reservation relating to the European Economic Community made by the Union of Soviet Socialist Republics when signing the Protocol on 6 April 1976, and repeated in their instrument of acceptance dated 30 April 1976 and deposited on 24 May 1976 with the Government of the United States of America.

FEDERAL REPUBLIC OF GERMANY

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

The Government of the Federal Republic of Germany does not accept the reservation relating to the European Economic Community accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on April 6, 1976 and repeated in the instrument of acceptance dated April 30, 1976 which was deposited May 24, 1976 with the Government of the United States of America.

REPUBLIC OF IRELAND

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

. . . the Government of Ireland does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 6 April, 1976 relating to the European Economic Community and repeated in the instrument of acceptance dated 30 April, 1976 which was deposited on the 24 May, 1976 with the Government of the United States of America.

ITALY

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

The Government of the Republic of Italy does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 6 April 1976 relating to the European Economic Community and repeated in the instrument of acceptance dated 30 April 1976 which was deposited on 24 May 1976 with the Government of the United States of America.

LUXEMBOURG

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

. . . in connection with the Protocol for the Third Extension of the Wheat Trade Convention 1971, the Government of the Grand Duchy of Luxembourg does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 6 April 1976 relating to the European Economic Community and repeated in the instrument of acceptance dated 30 April 1976 which was deposited on the 24 May 1976 with the Government of the United States of America.

NETHERLANDS

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

. . . in connection with the Protocol for the third extension of the Wheat Trade Convention, 1971, the Government of the Kingdom of the Netherlands does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on April 6, 1976, relating to the European Economic Community and repeated in the instrument of acceptance dated April 30, 1976, which was deposited on May 24, 1976 with the Government of the United States of America.

UNION OF SOVIET SOCIALIST REPUBLICS

On signing the Protocol for the Third Extension of the Wheat Trade Convention, 1971, the Union of Soviet Socialist Republics made the following statement, which was repeated in their instrument of acceptance:

Правительство Союза Советских Социалистических Республик заявляет, что участие Союза Советских Социалистических Республик в Протоколе не создает для СССР каких-либо обязательств в отношении Европейского Экономического Сообщества и что положения Протокола, ограничивающие возможность участия в нем некоторых государств, противоречат общепризнанному принципу суверенного равенства государств.

[Unofficial translation]

The Government of the Union of Soviet Socialist Republics declares that the participation of the Union of Soviet Socialist Republics in the Protocol does not create for the USSR any obligations concerning the European Economic Community and that the provisions of the Protocol, limiting the possibility of participation in it of some states, contradict the generally accepted principle of sovereign equality of states.

UNITED KINGDOM

On depositing their declaration of provisional application of the Protocol for the Third Extension of the Wheat Trade Convention, 1971, the Government of the United Kingdom of Great Britain and Northern Ireland made the following statement:

. . . . the Government of the United Kingdom of Great Britain and Northern Ireland does not accept the reservation accompanying the signature of the Union of Soviet Socialist Republics of the Protocol on 6 April 1976 relating to the European Economic Community and repeated in the instrument of acceptance dated 30 April 1976 which was deposited on the 24 May 1976 with the Government of the United States of America.

PROTOCOL FOR THE THIRD EXTENSION OF THE FOOD AID CONVENTION, 1971

The parties to this Protocol,

Considering that the Food Aid Convention, 1971⁽¹⁾ (hereinafter referred to as "the Convention") of the International Wheat Agreement, 1971⁽²⁾, which was further extended by Protocol in 1975⁽¹²⁾, expires on 30 June 1976,

Have agreed as follows:

ARTICLE I

Extension, expiry and termination of the Convention

Subject to the provisions of Article II of this Protocol, the Convention shall continue in force between the parties to this Protocol until 30 June 1978, provided that, if a new agreement covering food aid enters into force before 30 June 1978, this Protocol shall remain in force only until the date of entry into force of the new agreement.

ARTICLE II

Inoperative provisions of the Convention

The provisions of paragraphs (1), (2) and (3) of Article II, of paragraph (1) of Article III, and of Articles VI to XIV, inclusive, of the Convention shall be deemed to be inoperative with effect from 1 July 1976.

ARTICLE III

International food aid

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

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

	<i>Metric tons</i>
Argentina	23,000
Australia	225,000
Canada	495,000
European Economic Community	1,287,000
Finland	14,000
Japan	225,000
Sweden	35,000
Switzerland	32,000
United States of America	1,890,000

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

ARTICLE IV

Food Aid Committee

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

ARTICLE V

Signature

(1) This Protocol shall be open for signature in Washington from 17 March 1976 until and including 7 April 1976 by the Governments of Argentina, Australia, Canada, Finland, Japan, Sweden, Switzerland and the United States of America, and by the European Economic Community and its member States, provided that they sign both this Protocol and the Protocol for the third extension of the Wheat Trade Convention, 1971.

(2) This Protocol shall also be open for signature, on the same conditions, to any party to the Food Aid Convention, 1967⁽⁹⁾ which is not enumerated in paragraph (1) of this Article, provided that its contribution is at least equal to that which it agreed to make in the Food Aid Convention, 1967.

ARTICLE VI

Ratification, acceptance, approval or conclusion

This Protocol shall be subject to ratification, acceptance, approval or conclusion by each signatory in accordance with its constitutional or institutional procedures, provided that it also ratifies, accepts, approves or concludes the Protocol for the third extension of the Wheat Trade Convention, 1971. Instruments of ratification, acceptance, approval or conclusion shall be deposited with the Government of the United States of America not later than 18 June 1976, except that the Food Aid Committee may grant one or more extensions of time to any signatory that has not deposited its instrument of ratification, acceptance, approval or conclusion by that date.

ARTICLE VII

Accession

(1) This Protocol shall be open for accession by any party referred to in Article V of this Protocol, provided it also accedes to the Protocol for the third extension of the Wheat Trade Convention, 1971 and provided further that in the case of any party referred to in paragraph (2) of Article V its contribution is at least equal to that which it agreed to make in the Food Aid Convention, 1967. Instruments of accession under this paragraph shall be deposited not later than 18 June 1976, except that the Food Aid Committee may grant one or more extensions of time to any party that has not deposited its instrument of accession by that date.

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

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

ARTICLE VIII

Provisional application

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

ARTICLE IX

Entry into force

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

(a) on 19 June 1976 with respect to all provisions other than Article II of the Convention and Article III of the Protocol, and

(b) on 1 July 1976 with respect to Article II of the Convention and Article III of the Protocol

provided that all parties listed in paragraph (1) of Article V of this Protocol have deposited such instruments or a declaration of provisional application by 18 June 1976 and that the Protocol for the third extension of the Wheat

Trade Convention, 1971 is in force. For any other party that deposits an instrument of ratification, acceptance, approval, conclusion or accession after the entry into force of the Protocol, this Protocol shall enter into force on the date of such deposit.

(2) If this Protocol does not enter into force in accordance with the provisions of paragraph (1) of this Article, the parties which by 19 June 1976 have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application may decide by mutual consent that it shall enter into force among those parties that have deposited instruments of ratification, acceptance, approval, conclusion or accession, or declarations of provisional application, provided that the Protocol for the third extension of the Wheat Trade Convention, 1971 is in force, or they may take whatever other action they consider the situation requires.

ARTICLE X

Notification by depositary Government

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

ARTICLE XI

Certified copy of the Protocol

As soon as possible after the definitive entry into force of this Protocol, the depositary Government shall send a certified copy of this Protocol in the English, French, Russian and Spanish languages to the Secretary-General of the United Nations for registration in accordance with Article 102 of the Charter of the United Nations⁽¹³⁾. Any amendments to this Protocol shall likewise be communicated.

ARTICLE XII

Relationship of Preamble to Protocol

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

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

The texts of this Protocol in the English, French, Russian and Spanish languages⁽¹⁵⁾ shall all be equally authentic. The originals shall be deposited with the Government of the United States of America, which shall transmit certified copies thereof to each signatory and acceding party.

⁽¹⁵⁾ Texts in the French, Russian and Spanish languages will appear in the United Nations Treaty Series, available through Agency Section, Her Majesty's Stationery Office, P.O. Box 569, London, SE1 9NY. Tel.: 01-928 6977, ext. 410.

PROTOCOL FOR THE THIRD EXTENSION OF THE FOOD AID CONVENTION, 1971
Signatures, Declarations of Provisional Application, Ratifications and Accessions

<i>State</i>	<i>Date of signature</i>	<i>Date of deposit of declaration of provisional application</i>	<i>Date of deposit of instrument of ratification</i>	<i>Date of deposit of instrument of accession</i>
Argentine	2 Apr. 1976	2 Apr. 1976		
Australia	7 Apr. 1976		11 June 1976	
Belgium		17 June 1976		
Canada	7 Apr. 1976		16 June 1976	
Denmark				17 June 1976
European Economic Community		17 June 1976		
Finland	6 Apr. 1976	11 June 1976		
19 France		17 June 1976		
Germany, Federal Republic of		17 June 1976		
Ireland, Republic of		17 June 1976		7 Sept. 1976
Italy		17 June 1976		
Japan	5 Apr. 1976*	18 June 1976†		
Luxembourg		18 June 1976		
Netherlands		17 June 1976‡		
Sweden	2 Apr. 1976		25 May 1976	
Switzerland	5 Apr. 1976*	15 June 1976		
United Kingdom... ..		17 June 1976		23 Sept. 1976
United States	5 Apr. 1976*	17 June 1976*†		

* For statements and reservations, see page 20.

† Protocol will be applied provisionally "within the limitation of its internal legislation and budgetary process".

‡ With respect to the Kingdom in Europe.

STATEMENTS AND RESERVATIONS

JAPAN

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

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

SWITZERLAND

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

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

[*Translation*]

The Protocol for the third extension of the Food Aid Convention of 1971 is signed subject to ratification and with the reservation that all the Parties to this Convention will subscribe to it to the same extent as heretofore.

UNITED STATES OF AMERICA

On signing the Protocol for the Third Extension of the Food Aid Convention, 1971, the Government of the United States of America made the following declaration which was repeated on declaration of provisional application:

“I wish to state on behalf of the Government of the United States of America that the instrument of ratification of the Protocol for the Third Extension of the Food Aid Convention, 1971, by the United States will not be deposited if the other major donors do not become parties to that Protocol.”

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